

# HOUSE JOURNAL

FORTY-THIRD LEGISLATURE, REGULAR SESSION

## PROCEEDINGS

### FIFTY-SECOND DAY

(Continued)

(Thursday, April 20, 1933)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Stevenson.

#### HOUSE BILL NO. 166 ON PASSAGE TO ENGROSSMENT

The Speaker laid before the House, as pending business, on its passage to engrossment,

H. B. No. 166, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain educational institutions and other expenses of maintaining and conducting them as follows, to wit: The Agricultural and Mechanical College of Texas, The State Agricultural Experiment Station System, The Extension Service and Rodent Control Service, Texas Department of Forestry, North Texas Junior Agricultural College, John Tarleton Agricultural College, Prairie View State Normal and Industrial College, The University of Texas, including the Extramural Division, and the Medical Branch at Galveston, and the College of Mines and Metallurgy at El Paso; College of Industrial Arts, Texas College of Arts and Industries at Kingsville, Texas Technological College, East Texas State Teachers College at Commerce, North Texas State Teachers College at Denton, Sam Houston State Teachers College at Huntsville, Stephen F. Austin State Teachers College at Nacogdoches, Southwest Texas State Teachers College at San Marcos, Sul Ross State Teachers College at Alpine, West Texas State Teachers College at Can-

yon; State Comptroller—University of Texas—Taxes; for the years beginning September 1, 1933, and ending August 31, 1935; and declaring an emergency";

The bill having heretofore been read second time, with committee amendment, by Mr. Harman, pending;

The House having under consideration, at this time, the division of the committee amendment relative to the Texas Agricultural Experiment Station;

(Mr. Lotief in the Chair.)

Mr. Fain offered the following amendment to the committee amendment:

Amend committee amendment to House Bill No. 166, page 39, by striking out lines 24 to 40, inclusive, and lines 3 and 4, on page 40.

(Speaker in the Chair.)

On motion of Mr. Tarwater, the amendment was tabled.

(Mr. Vaughan in the Chair.)

Mr. Fain offered the following amendment to this division of the committee amendment:

Amend committee amendment to House Bill No. 166, page 34, by striking out lines 22 to 39, inclusive.

On motion of Mr. Harman, the amendment was tabled.

Mr. Fain offered the following amendment to this division of the committee amendment:

Amend committee amendment to House Bill No. 166, page 32, by striking out lines 10 to 31, inclusive.

On motion of Mr. Harman, the amendment was tabled.

Mr. Moffett offered the following amendment to this division of the committee amendment:

Amend committee amendment to House Bill No. 166, page 38, line 4, by striking out the figures "\$1,200, \$1,200," and inserting in lieu thereof the figures "\$1,350, \$1,350."

The amendment was adopted.

Mr. Aikin offered the following amendment to this division of the committee amendment:

Amend committee amendment to House Bill No. 166, page 22, line 14, by changing the figures "1,200" in each column to "625."

AIKIN,  
LINDSEY.

On motion of Mr. Butler, the amendment was tabled.

Mr. Nicholson offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 166, as follows: Page 33, line 24, strike out the figures "\$1,500" from each column, and insert in lieu thereof the figures "\$1,800."

NICHOLSON,  
McDOUGALD,  
McKEE.

The amendment was lost.

Mr. Nicholson offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 166, as follows: Page 33, line 26, strike out of each column the sum of \$1,200," and insert in lieu thereof the figures "\$1,500."

NICHOLSON,  
McDOUGALD,  
McKEE.

The amendment was adopted.

Mr. McCullough offered the following amendment to this section of the committee amendment:

Amend committee amendment No. 1, to House Bill No. 166, page 38, line 24, by changing "\$2,100" to "\$1,800," and "\$4,200" in each line to "\$3,600."

The amendment was adopted.

Mr. Alsup offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 166, page 37, line 22,

by striking out the figures "\$1,050," and inserting in lieu thereof the following: "\$1,200."

ALSUP,  
TILLERY.

The amendment was adopted.

Mr. Ray offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 166, page 33, line 35, by striking out "\$1,050," and inserting in lieu thereof "\$1,300."

Mr. Alsup offered the following substitute for the amendment:

Substitute "\$1,200" in lieu of "\$1,300," in pending amendment.

The substitute amendment was adopted.

The amendment as substituted was then adopted.

Mr. Aikin offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 166, page 22, line 14, by changing the figures "\$1,200" in each column to "\$630" therein.

AIKIN,  
LINDSEY.

Mr. Butler moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—40

Alexander.	Hoskins.
Bradley.	Hyder.
Burns.	Jefferson.
Butler.	Leonard.
Caven.	Mackay.
Clayton.	Mathis.
Cowley.	Metcalfe.
Davidson.	Moore.
Dean.	Morse.
Engelhard.	Munson.
Few.	Patterson.
Ford.	Ramsey.
Goodman.	Shannon.
Hankamer.	Stanfield.
Harman.	Stinson.
Hartzog.	Stovall.
Head.	Tarwater.
Hill of Brazoria.	Townsend.
Hill of Webb.	Wagstaff.
Hodges.	Walker.

Nays—70

Adamson.	Anderson
Aikin.	of Johnson.
Alsup.	Baker.

Barrett.	McClain.
Barron.	McCullough.
Beck.	McDougald.
Bourne.	Merritt.
Calvert.	Mitcham.
Canon.	Morrison.
Colson.	Nicholson.
Crossley.	Puryear.
Devall.	Ratliff.
Dunagan.	Ray.
Fain.	Reader.
Fisher.	Reed of Bowie.
Fuchs.	Reed of Dallas.
Glass.	Riddle.
Golson.	Roberts.
Haag.	Rogers of Hunt.
Harris.	Rogers
Hicks.	of Ochiltree.
Holekamp.	Rollins.
Huddleston.	Ross.
Hunt.	Russell.
Jackson.	Savage.
James.	Scarborough.
Johnson	Scott.
of Anderson.	Shults.
Jones of Runnels.	Sullivant.
Jones of Shelby.	Thomas.
Kyle of Palo Pinto.	Tillery.
Laird.	Turlington.
Latham.	Wells.
Lemens.	Winningham.
Lindsey.	Wood.
Lotief.	Young.
Magee.	

Present—Not Voting

Weinert.

Absent

Anderson	Hughes.
of Bexar.	Jones of Atascosa.
Bedford.	Kayton.
Camp.	Kyle of Hays.
Cathey.	Long.
Chastain.	McGregor.
Coombes.	McKee.
Daniel.	Moffett.
Dunlap.	Palmer.
Duvall.	Parkhouse.
Dwyer.	Pavlica.
Good.	Pope.
Graves.	Renfro.
Greathouse.	Smith.
Griffith.	Steward.
Harrison.	Tennyson.
Hester.	Van Zandt.
Holland.	Vaughan.
Holloway.	West.

Absent—Excused

Johnson of Dimmit.

Question then recurring on the amendment by Mr. Aikin, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—69

Adamson.	Latham.
Aikin.	Lemens.
Alsup.	Lindsey.
Baker.	Lotief.
Barrett.	Magee.
Barron.	Mackay.
Beck.	Mathis.
Bourne.	McCullough.
Calvert.	McDougald.
Camp.	McKee.
Canon.	Mitcham.
Cowley.	Morrison.
Davidson.	Nicholson.
Dean.	Puryear.
Devall.	Ramsey.
Dunagan.	Ratliff.
Fain.	Reed of Bowie.
Fisher.	Reed of Dallas.
Fuchs.	Riddle.
Glass.	Roberts.
Golson.	Rogers of Hunt.
Good.	Rollins.
Harris.	Ross.
Hicks.	Russell.
Holekamp.	Scarborough.
Huddleston.	Scott.
Hunt.	Shults.
Jackson.	Sullivant.
James.	Thomas.
Johnson	Tillery.
of Anderson.	Turlington.
Jones of Runnels.	Wells.
Jones of Shelby.	Winningham.
Kyle of Palo Pinto.	Wood.
Laird.	Young.

Nays—40

Alexander.	Hyder.
Anderson	Jefferson.
of Johnson.	Kayton.
Bradley.	McClain.
Burns.	Metcalfe.
Butler.	Moore.
Clayton.	Morse.
Colson.	Munson.
Crossley.	Patterson.
Daniel.	Ray.
Engelhard.	Renfro.
Few.	Rogers
Ford.	of Ochiltree.
Goodman.	Shannon.
Harman.	Stanfield.
Hartzog.	Stinson.
Head.	Stovall.
Hill of Brazoria.	Townsend.
Hill of Webb.	Wagstaff.
Hoskins.	Walker.
Hughes.	Weinert.

Absent

Anderson	Caven.
of Bexar.	Chastain.
Bedford.	Coombes.
Cathey.	Dunlap.

Duvall.	McGregor.
Dwyer.	Merritt.
Graves.	Moffett.
Greathouse.	Palmer.
Griffith.	Parkhouse.
Haag.	Pavlica.
Hankamer.	Pope.
Harrison.	Reader.
Hester.	Savage.
Hodges.	Smith.
Holland.	Steward.
Holloway.	Tarwater.
Jones of Atascosa.	Tennyson.
Kyle of Hays.	Van Zandt.
Leonard.	Vaughan.
Long.	West.

Absent—Excused

Johnson of Dimmit.

Mr. Alexander offered the following amendment to the division of the committee amendment relative to the Extension Service, Agricultural and Mechanical College of Texas:

Amend committee amendment to House Bill No. 166 by striking out all of lines 29 to 40, on page 40, and all of lines 4 to 19, inclusive, on page 41, and insert in lieu thereof the following:

"Mailing room clerks, \$3,750, \$3,750.  
 "State agent, county agent work, \$1,350, \$1,350.  
 "Nine district agents, \$6,500, \$6,500.  
 "Local county agents, including expenses, \$90,000, \$90,000.  
 "Boys' Club agent, \$800, \$800.  
 "Leader negro work, \$750, \$750.  
 "Two negro workers, \$1,600, \$1,600.  
 "Local negro county and home demonstration agents, \$7,500, \$7,500.  
 "State agent home demonstration work, \$1,175, \$1,175.  
 "Assistant State agent home demonstration work, \$900, \$900.  
 "Nine district agents (women), \$3,375, \$3,375.  
 "Three home economics specialists, \$2,250, \$2,250.  
 "Local home demonstration agents, \$51,000, \$51,000.  
 "Farm engineer, \$1,500, \$1,500.  
 "Two animal husbandmen (swine and beef cattle), \$3,000, \$3,000.  
 "Poultry husbandman, \$1,500, \$1,500.  
 "Dairy husbandman, \$1,500, \$1,500.  
 "Agronomist, \$1,500, \$1,500.  
 "Entomologist, \$1,500, \$1,500.  
 "Horticulturist, \$1,500, \$1,500.

"Three stenographers, \$2,250, \$2,250."

Signed—Camp, Parkhouse, Crossley, Alexander, Hill of Webb, Tennyson, Morrison, Rogers of Ochiltree, Kyle of Palo Pinto, Hodges, Mitcham, Harris, Hoskins, Wagstaff, Canon, Barrett, Holekamp, Johnson of Anderson, Engelhard, Stanfield, Thomas, Haag, Steward, Russell, Lindsey, Jones of Runnels, Wells, Hicks, Winingham, Clayton, Aikin, Fain, Metcalfe, Wood, Moffett, Hughes, Ratliff, Lemens, James, Devall, Butler, Few, Puryear, Reed of Dallas, Caven, McGregor, Beck, Leonard.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—124

Adamson.	Harrison.
Aikin.	Hartzog.
Alexander.	Hester.
Alsup.	Hicks.
Anderson	Hill of Brazoria.
of Johnson.	Hill of Webb.
Baker.	Hodges.
Barrett.	Holekamp.
Barron.	Holland.
Beck.	Holloway.
Bedford.	Hoskins.
Bourne.	Huddleston.
Bradley.	Hughes.
Burns.	Hunt.
Butler.	Hyder.
Calvert.	Jackson.
Camp.	James.
Canon.	Jefferson.
Caven.	Johnson
Chastain.	of Anderson.
Clayton.	Jones of Runnels.
Cowley.	Jones of Shelby.
Crossley.	Kyle of Palo Pinto.
Daniel.	Laird.
Davidson.	• Latham.
Dean.	Lemens.
Devall.	Leonard.
Dunagan.	Lindsey.
Dwyer.	Lotief.
Engelhard.	Magee.
Fain.	Mackay.
Few.	Mathis.
Ford.	McClain.
Fuchs.	McCullough.
Glass.	McDougald.
Golson.	McGregor.
Goodman.	McKee.
Griffith.	Merritt.
Haag.	Metcalfe.
Hankamer.	Mitcham.
Harman.	Moffett.
Harris.	Moore.

Morrison.	Shannon.
Morse.	Shults.
Munson.	Smith.
Palmer.	Stanfield.
Parkhouse.	Stinson.
Patterson.	Stovall.
Puryear.	Sullivan.
Ramsey.	Tarwater.
Ratliff.	Tennyson.
Ray.	Thomas.
Reed of Bowie.	Tillery.
Reed of Dallas.	Townsend.
Renfro.	Turlington.
Riddle.	Van Zandt.
Roberts.	Wagstaff.
Rogers of Hunt.	Walker.
Rogers	Weinert.
of Ochiltree.	Wells.
Rollins.	Winningham.
Ross.	Wood.
Russell.	Young.
Scarborough.	

Nays—1

Fisher.

Absent

Anderson	Kayton.
of Bexar.	Kyle of Hays.
Cathey.	Long.
Colson.	Nicholson.
Coombes.	Pavlica.
Dunlap.	Pope.
Duvall.	Reader.
Good.	Savage.
Graves.	Scott.
Greathouse.	Steward.
Head.	Vaughan.
Jones of Atascosa.	West.

Absent—Excused

Johnson of Dimmit.

Mr. Alexander offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 166, page 41, by striking out lines 21 to 39, inclusive, and insert in lieu thereof the following:

"Printing, labor, and miscellaneous, \$1,875, \$1,875.

"Travel, State agent, \$450, \$450.

"Travel, nine district agents (men), \$3,375, \$3,375.

"Travel, boys' club agent, \$375, \$375.

"Travel, State home demonstration agent, \$375, \$375.

"Travel, assistant State home demonstration agent, \$375, \$375.

"Travel, nine district agents (women), \$2,025, \$2,025.

"Travel, three home economics specialists, \$900, \$900.

"Travel, farm engineer, \$375, \$375.

"Travel, two animal husbandmen (swine and beef cattle), \$750, \$750.

"Travel, poultry husbandmen, \$375, \$375.

"Travel, dairy husbandmen, \$375, \$375.

"Travel, agronomist, \$375, \$375."

Signed—Beck, Alexander, Hodges, Harris, Hoskins, Canon, Barrett, Holekamp, Mitcham, Engelhard, Rogers of Ochiltree, Metcalfe, Wood, Moffett, Hughes, Steward, Wells, Hicks, Winningham, Crossley, Haag, Russell, Hill of Webb, Clayton, Aikin, Morrison, Wagstaff, Thomas, Jones of Runnels, Lindsey, Stanfield, Tennyson, Lemens, James, Reed of Dallas, McGregor, Butler, Few, Puryear, Kyle of Palo Pinto, Caven, Johnson of Anderson, Ratliff, Leonard.

Mr. Harman offered the following substitute amendment for the amendment by Mr. Alexander:

Substitute for amendment to committee amendment to House Bill No. 166 by striking out all of lines 20 to 40, on page 41, and lines 1 to 11, on page 42, and inserting in lieu thereof the following: "Maintenance and miscellaneous, \$12,750, \$12,750."

The substitute amendment was adopted.

The amendment as substituted was then adopted.

Mr. Daniel moved that further consideration of House Bill No. 166 be postponed until 3 o'clock p. m., today.

Mr. Mathis moved to table the motion.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—54

Aikin.	Harrison.
Alexander.	Hill of Webb.
Barron.	Holekamp.
Butler.	Holloway.
Canon.	Hoskins.
Coombes.	Huddleston.
Crossley.	Johnson
Devall.	of Anderson.
Dunagan.	Kayton.
Dwyer.	Kyle of Palo Pinto.
Fisher.	Laird.
Glass.	Latham.
Good.	Long.
Griffith.	Mathis.
Harris.	McClain.

McGregor.	Russell.
McKee.	Savage.
Moore.	Shannon.
Morse.	Smith.
Nicholson.	Tennyson.
Parkhouse.	Townsend.
Patterson.	Turlington.
Pavlica.	Wagstaff.
Pope.	Walker.
Ray.	Weinert.
Reed of Dallas.	Winningham.
Renfro.	Young.
Rogers of Hunt.	

## Nays—73

Adamson.	Jackson.
Alsup.	James.
Anderson	Jones of Atascosa.
of Johnson.	Jones of Runnels.
Baker.	Kyle of Hays.
Barrett.	Lemens.
Beck.	Leonard.
Bedford.	Lindsey.
Bourne.	Lotief.
Bradley.	Mackay.
Burns.	Magee.
Calvert.	McCullough.
Camp.	McDougald.
Caven.	Merritt.
Chastain.	Metcalf.
Clayton.	Mitcham.
Cowley.	Munson.
Daniel.	Palmer.
Duvall.	Puryear.
Engelhard.	Ratliff.
Fain.	Reed of Bowie.
Few.	Riddle.
Ford.	Roberts.
Fuchs.	Rogers
Golson.	of Ochiltree.
Goodman.	Rollins.
Graves.	Ross.
Greathouse.	Scarborough.
Haag.	Scott.
Hankamer.	Shults.
Head.	Stanfield.
Hester.	Stinson.
Hicks.	Sullivant.
Hill of Brazoria.	Tarwater.
Hodges.	Thomas.
Holland.	Van Zandt.
Hughes.	Wood.
Hyder.	

## Absent

Anderson	Jones of Shelby.
of Bexar.	Moffett.
Cathey.	Morrison.
Colson.	Ramsey.
Davidson.	Reader.
Dean.	Steward.
Dunlap.	Stovall.
Harman.	Tillery.
Hartzog.	Vaughan.
Hunt.	Wells.
Jefferson.	West.

## Absent—Excused

Johnson of Dimmit.

Question then recurring on the motion by Mr. Daniel, it prevailed by the following vote:

## Yeas—75

Adamson.	Hyder.
Alsup.	Jackson.
Anderson	James.
of Johnson.	Jones of Atascosa.
Baker.	Jones of Runnels.
Barrett.	Kyle of Hays.
Beck.	Lemens.
Bedford.	Leonard.
Bourne.	Lindsey.
Bradley.	Lotief.
Burns.	Magee.
Butler.	Mackay.
Calvert.	McCullough.
Camp.	McDougald.
Caven.	Merritt.
Chastain.	Metcalf.
Clayton.	Mitcham.
Cowley.	Munson.
Crossley.	Palmer.
Daniel.	Puryear.
Duvall.	Ratliff.
Engelhard.	Ray.
Few.	Reed of Bowie.
Fisher.	Roberts.
Ford.	Rogers
Fuchs.	of Ochiltree.
Golson.	Rollins.
Goodman.	Ross.
Graves.	Scarborough.
Greathouse.	Scott.
Hankamer.	Shults.
Head.	Stanfield.
Hester.	Stinson.
Hicks.	Sullivant.
Hodges.	Tarwater.
Holland.	Thomas.
Hoskins.	Van Zandt.
Hughes.	Wood.
Hunt.	

## Nays—50

Aikin.	Hill of Webb.
Alexander.	Holekamp.
Barron.	Holloway.
Canon.	Huddleston.
Devall.	Johnson
Dunagan.	of Anderson.
Dwyer.	Kayton.
Fain.	Laird.
Glass.	Latham.
Good.	Long.
Griffith.	Mathis.
Haag.	McClain.
Harman.	McGregor.
Harris.	McKee.
Harrison.	Moore.
Hill of Brazoria.	Morse.

Nicholson.	Shannon.
Parkhouse.	Smith.
Patterson.	Tennyson.
Pavlica.	Turlington.
Pope.	Wagstaff.
Reed of Dallas.	Walker.
Renfro.	Weinert.
Rogers of Hunt.	Winningham.
Russell.	Young.
Savage.	

## Absent

Anderson	Moffett.
of Bexar.	Morrison.
Cathey.	Ramsey.
Colson.	Reader.
Coombes.	Riddle.
Davidson.	Steward.
Dean.	Stovall.
Dunlap.	Tillery.
Hartzog.	Townsend.
Jefferson.	Vaughan.
Jones of Shelby.	Wells.
Kyle of Palo Pinto.	West.

## Absent—Excused

Johnson of Dimmit.

Question—Shall committee amendment No. 1 be adopted?

## BILL ORDERED NOT PRINTED

On motion of Mr. Morse, House Bill No. 315 was ordered not printed.

## HOUSE BILL NO. 256 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 256, A bill to be entitled "An Act appropriating four million dollars (\$4,000,000) per year, or so much thereof as may be necessary, for the next two fiscal years for the purpose of promoting the public school interests of rural schools and equalizing the school opportunities afforded by the State to all children of scholastic age living in small and financially weak districts, attaching conditions, regulations, and limitation relative thereto, authorizing aid to such schools in accordance with the conditions herein specified; providing for the maintenance of all rural schools, which meet the requirements of this Act, a term of a certain length, etc.; and declaring an emergency."

The bill was read second time.

Mr. Daniel moved that House Bill No. 256 be laid on the table subject to call.

Mr. Pope raised a point of order on further consideration of House Bill

No. 256, on the ground that the appropriation bill, House Bill No. 166, is the regular order of business and can not be set aside without a two-thirds vote of the House, and that the action by which House Bill No. 166 was postponed violates the Joint Rules.

The Chair overruled the point of order.

Mr. Long raised a point of order on further consideration of the motion by Mr. Daniel, to lay House Bill No. 256 on the table subject to call, on the ground that an appropriation bill, under the Joint Rules of the House and Senate, take precedence over any other bill, and can not be set aside or postponed except by a suspension of the Rules.

The Chair overruled the point of order.

Question then recurring on the motion by Mr. Daniel, that House Bill No. 256 be laid on the table subject to call, it prevailed by the following vote:

## Yeas—78

Adamson.	Head.
Aikin.	Hodges.
Alsup.	Holland.
Anderson	Hughes.
of Johnson.	Hunt.
Baker.	Hyder.
Barrett.	Jackson.
Beck.	James.
Bedford.	Jones of Atascosa.
Bourne.	Jones of Runnels.
Bradley.	Jones of Shelby.
Burns.	Kyle of Hays.
Butler.	Lemens.
Calvert	Leonard.
Camp.	Lindsey.
Caven.	Mackay.
Chastain.	McDougald.
Clayton.	Merritt.
Colson.	Metcalfe.
Cowley.	Mitcham.
Crossley.	Munson.
Daniel.	Puryear.
Dean.	Ratliff.
Dunlap.	Ray.
Duvall.	Reader.
Engelhard.	Reed of Bowie.
Fain.	Reed of Dallas.
Few.	Riddle.
Fisher.	Roberts.
Ford.	Rogers
Fuchs.	of Ochiltree.
Goodman.	Rollins.
Graves.	Ross.
Greathouse.	Scarborough.
Griffith.	Shults.
Haag.	Stanfield.
Hankamer.	Stinson.

Stovall.  
Sullivant.  
Tarwater.

Thomas.  
Van Zandt.  
Wood.

### Nays—46

Alexander.	McClain.
Canon.	McCullough.
Coombes.	McKee.
Davidson.	Moore.
Dunagan.	Morse.
Dwyer.	Nicholson.
Glass.	Palmer.
Good.	Patterson.
Harris.	Pope.
Harrison.	Renfro.
Hill of Brazoria.	Rogers of Hunt.
Hill of Webb.	Russell.
Holekamp.	Savage.
Holloway.	Shannon.
Hoskins.	Smith.
Huddleston.	Tennyson.
Jefferson.	Tillery.
Kayton.	Townsend.
Kyle of Palo Pinto.	Turlington.
Laird.	Wagstaff.
Latham.	Weinert.
Long.	Winningham.
Mathis.	Young.

### Present—Not Voting

Devall.

### Absent

Anderson	McGregor.
of Bexar.	Moffett.
Barron.	Morrison.
Cathey.	Parkhouse.
Golson.	Pavlica.
Harman.	Ramsey.
Hartzog.	Scott.
Hester.	Steward.
Hicks.	Vaughan.
Johnson	Walker.
of Anderson.	Wells.
Lotief.	West.
Magee.	

### Absent—Excused

Johnson of Dimmit.

### HOUSE BILL NO. 652 ON SECOND READING

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to engrossment,

H. B. No. 652, A bill to be entitled "An Act to safeguard the consumers of natural gas, whether used on a domestic, commercial, or industrial basis, against excess charges, by prohibiting the ready-to-serve charge and/or fixed service charge by the gas companies, corporations, or individuals serving natural gas on a domestic, commercial, or industrial ba-

sis; defining 'ready-to-serve charge,' providing a penalty for violations of said Act, repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time.

(Speaker in the Chair.)

Mr. Pope raised a point of order on further consideration of House Bill No. 652, on the ground that it violates the Joint Rules to set aside, or postpone, an appropriation bill, without a suspension of the Rules, and that House Bill No. 166 is now before the House.

The Speaker overruled the point of order, on the ground that the point of order comes too late.

Question—Shall House Bill No. 652 be passed to engrossment?

### MESSAGE FROM THE GOVERNOR

The Speaker laid before the House, and had read, the following message from the Governor:

Executive Office,  
Austin, Texas, April 20, 1933.

To the Forty-third Legislature of Texas:

I herewith transmit to you a communication (with bill attached) from Hon. Aubrey Williams, of the American Welfare Officials Association, who is at the present time acting for, and in connection with, the R. F. C. relief activities in Texas, suggesting the passage of legislation that will create a proper agency for the State of Texas to confer and negotiate with the Federal Government in the distribution of various funds that may be made available for distribution in Texas from time to time.

If the relations of our State with the Federal Government are to continue indefinitely, and along broad and comprehensive lines, it appears that the suggestions made by Mr. Williams are worthy of your earnest consideration, and are, at the same time, necessary if our relations with the Federal Government are to be harmoniously and effectively continued.

I submit to you as emergency legislation the question and matters mentioned in the communication from Mr. Williams to me as Governor of the State.

Respectfully,  
MIRIAM A. FERGUSON,  
Governor of Texas.



April 19, 1933.

Her Excellency, Miriam A. Ferguson,  
Governor of Texas, Austin, Texas.

Your Excellency: I have the honor of submitting herewith for your consideration a measure designed to aid the unemployed and those in economic distress in the State of Texas. I am sure that there is no necessity on my part to impress upon you the suffering, denial, and destitution to which thousands of the very best people of your State are being subjected daily. Nor, I am equally sure, need any one dwell upon the responsibility of public officials to do everything possible through wise planning and vigorous action that will secure employment for those unable to find work.

The measure which I am suggesting for your consideration provides for the unifying and co-ordinating under one State body the duty of assisting in the securing and administration of all funds now available to the citizens of Texas by the various Acts of Congress designed to aid the unemployed. I refer to funds for self-liquidating projects, such as sewerage disposal plant projects, municipal water works construction projects, etc., for which funds are available under the Emergency Relief and Reconstruction Act, and under the present Wagner Public Employment Bill. There has been very little use of these funds up to now, due in a great part to the difficulty of getting projects agreed upon and properly worked out.

I conceive it as our duty to undertake a vigorous effort to develop projects of this nature, and to assist counties and cities in the working out of such projects in order that we may secure the necessary funds from Washington. Also, there are those projects that fall under the public works program that now and will, in increasing size, constitute the major means of placing men back at gainful employment. There is great necessity here for some State group whose business it will be to bring these things to the attention of Washington, and to present the case of Texas in a proper technically correct manner. There are numerous other funds that are now available which somebody should be at work developing and getting used in Texas.

In proposing this measure, I have in mind providing such an agency for the next two years, by which time it is to be hoped Texas shall have arisen from this direful condition. I regard such an agency not only necessary, from the practical necessity of the plight of the 267,000 unemployed heads of families in Texas, but am advised by those close to the situation in Washington that such an agency of this kind will have a much larger usefulness, if it is set up by the Legislature, and bears its stamp of approval.

I shall not go into the details of the measure, except to say that, as proposed, it is a grant of power to a commission of seven, to be appointed by the Governor, the Lieutenant-Governor, and the Speaker of the House of Representatives, for a period limited to two years. The members are to serve without compensation, except for their travel and subsistence expenses. The working staff is to be under a director to be appointed by the Governor.

County units are provided for in the bill in order that the whole State will have the benefit of a co-ordinated, systematic approach.

The sum of one hundred thousand dollars annually has been put down for administrative purposes and is to be made available to the commission for the purpose of defraying the necessary cost of carrying on the work of promoting and administering the funds secured from the Federal Government. In this connection I wish to call your attention to the fact that we are here dealing with large possibilities for the aid of our distressed and destitute fellow citizens, as well as for the revival of agriculture, business, and that a small sum of money put into the undertaking, much after the historical cup of water that is used to prime the pump, should result in a flow of greatly enlarged sums of money to aid those now in such great need. It should be of interest to the Members of the Legislature that Texas has so far secured \$6,940,494 from the Federal Government for relief and work relief of the unemployed through the Reconstruction Finance Corporation and, that due to lack of proper co-ordination, a large part of this huge sum has either been direct charity, or has been expended upon projects without permanent value.

In addressing you this letter and submitting this proposed measure, I am actuated by the earnest desire to render some lasting service to the people of our State, whom I have come to greatly admire and respect during my sojourn here.

With highest esteem, I am,  
Cordially yours,  
AUBREY WILLIAMS.

ADDRESSES BY MR. AUBREY  
WILLIAMS AND MR. LAW-  
RENCE WESTBROOK

Speaker Stevenson asked unanimous consent of the House to introduce to the House, at this time, Mr. Aubrey Williams, of Madison, Wisconsin.

There was no objection offered.

Speaker Stevenson then introduced Mr. Aubrey Williams, who addressed the House in regard to the work of the Reconstruction Finance Corporation.

Mr. Lawrence Westbrook, of McLennan County, was then introduced, and also addressed the House.

MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, April 20, 1933.  
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted conference committee report on House Bill No. 150 by the following vote: Yeas, 22; nays, 4.

The Senate has adopted the conference committee report on House Bill No. 169 by the following vote: Yeas, 24; nays, 4.

The Senate has granted the request of the House for a conference committee on House Bill No. 19.

The following have been appointed on the part of the Senate: Senators Small, Murphy, Hopkins, Neal, and Rawlings.

The Senate has passed

S. B. No. 312, A bill to be entitled "An Act to add to the Revised Civil Statutes of Texas a new Article, to be known as Article 6479-a, relating to the frequency of freight train service required on railroads in this State, and the furnishing of freight cars for loading; and repealing all conflicting laws and parts thereof; and declaring an emergency."

S. B. No. 331, A bill to be entitled "An Act amending Article 6377, Revised Civil Statutes of Texas, 1925, so as to provide that passenger trains carrying troops of the Organized Militia, the National Guard, and trains handling troops and equipment of the United States Government shall be permitted to place baggage cars and other cars carrying troop train equipment and military supplies within the train in such manner as may be directed by the military authorities, and declaring an emergency."

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

RECESS

On motion of Mr. Pope, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by Speaker Stevenson.

BILLS ORDERED NOT PRINTED  
(By Unanimous Consent)

On motion of Mr. Holekamp, Senate Bill No. 465 was ordered not printed.

On motion of Mr. Pope, House Bill No. 889 was ordered not printed.

HOUSE BILL NO. 652 ON PAS-  
SAGE TO ENGROSSMENT

The House resumed consideration of pending business, same being House Bill No. 652, relative to safeguarding the consumers of natural gas, on its passage to engrossment;

The bill having heretofore been read second time.

Mr. Tennyson offered the following committee amendment to the bill:

Amend House Bill No. 652 by striking out all of Section 3 thereof.  
The amendment was adopted.

Mr. Stanfield offered the following amendment to the bill:

Amend House Bill No. 652 by inserting in line 18, on page 1, thereof, after the word "gas," the words "and electric light and power"; and inserting in line 19, page 1, after the word "gas," the words "and electric light

and power"; and inserting in line 25, page 1, after the word "gas," the words "and electric light and power"; and inserting in line 27, page 1, after the word "gas," the words "and the amount charged per kilowatt-hour"; and inserting in line 2, page 2, after the words "gas companies," the words "and electric light and power companies"; and inserting in line 4, page 2, after the word "companies," the words "and electric light and power companies."

Signed—Camp, Graves, Puryear, Rogers of Ochiltree, Glass, Dunagan, Stanfield, Burns, Daniel, Greathouse, Colson, Hartzog, Riddle.

Mr. Stovall raised a point of order on further consideration of the amendment, on the ground that the amendment is not germane to the bill.

The Speaker sustained the point of order.

Mr. Butler offered the following amendment to the bill:

Amend House Bill No. 652 by adding to Section 1 thereof, line 23, page 1, after the word "prohibited" the following provision, to wit:

"Provided, however, that any corporation, company, or individual furnishing, transporting, or supplying natural gas for domestic, commercial, or industrial purposes, now charging a ready-to-serve charge or fixed service charge, as defined by the provisions of this Act, shall be allowed and permitted a period of twelve (12) months within which to adjust or change its rate, schedule, or schedules, in order to eliminate such ready-to-serve and/or fixed service charge."

Mr. Van Zandt moved the previous question on the pending amendment, amendment on the Speaker's desk, and the bill, and the main question was ordered.

Mr. Daniel moved a call of the House for the purpose of maintaining a quorum, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no Member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Burns, the Sergeant-at-Arms was instructed to bring

in all absent Members within the city who are not ill.

Question recurring on the amendment by Mr. Butler, it was lost.

Mr. Barron offered the following amendment to the bill:

Amend House Bill No. 652 by adding to Section 2, line 28, page 1, after the word "determined," the following, to wit:

"However, the ready-to-serve charge, as herein defined, is not to be or intended to be construed to mean minimum charge, and no provision of this Act shall in anywise prohibit or interfere with or apply to a minimum charge for domestic and/or industrial purposes."

The amendment was lost.

House Bill No. 652 was then passed to engrossment.

### HOUSE BILL NO. 652 ON THIRD READING

Mr. Tennyson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 652 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103

Adamson.	Glass.
Aikin.	Golson.
Alexander.	Good.
Alsup.	Goodman.
Anderson	Graves.
of Johnson.	Greathouse.
Barrett.	Griffith.
Barron.	Hankamer.
Beck.	Harman.
Bourne.	Harris.
Burns.	Hartzog.
Butler.	Head.
Calvert.	Hester.
Camp.	Hicks.
Canon.	Hodges.
Chastain.	Holekamp.
Cowley.	Holloway.
Crossley.	Hoskins.
Daniel.	Huddleston.
Davidson.	Hughes.
Dean.	Hunt.
Devall.	Hyder.
Dunagan.	James.
Duvall.	Jefferson.
Engelhard.	Jones of Runnels.
Fain.	Jones of Shelby.
Few.	Kayton.
Fisher.	Kyle of Hays.
Ford.	Kyle of Palo Pinto.
Fuchs.	Laird.

Latham.  
Lemens.  
Lindsey.  
Long.  
Lotief.  
Mackay.  
Magee.  
McClain.  
McCullough.  
McKee.  
Merritt.  
Metcalf.  
Mitcham.  
Morrison.  
Munson.  
Patterson.  
Pope.  
Puryear.  
Ratliff.  
Ray.  
Reader.  
Reed of Bowie.  
Roberts.

Rogers of Hunt.  
Rogers  
of Ochiltree.  
Rollins.  
Russell.  
Scott.  
Shannon.  
Smith.  
Stovall.  
Sullivan.  
Tarwater.  
Tennyson.  
Thomas.  
Tillery.  
Townsend.  
Turlington.  
Van Zandt.  
Wagstaff.  
Walker.  
Weinert.  
Winningham.  
Young.

Anderson  
of Johnson.  
Barrett.  
Barron.  
Beck.  
Bourne.  
Burns.  
Calvert.  
Camp.  
Canon.  
Caven.  
Chastain.  
Cowley.  
Daniel.  
Davidson.  
Dean.  
Devall.  
Dunagan.  
Engelhard.  
Fain.  
Few.  
Fisher.  
Fuchs.  
Glass.  
Golson.  
Goodman.  
Graves.  
Greathouse.  
Griffith.  
Harman.  
Harris.  
Hartzog.  
Head.  
Hester.  
Hicks.  
Hodges.  
Holekamp.  
Holloway.  
Hoskins.  
Huddleston.  
Hughes.  
Hunt.  
Hyder.  
James.  
Jefferson.  
Johnson  
of Anderson.  
Jones of Runnels.  
Jones of Shelby.  
Kayton.

Kyle of Hays.  
Kyle of Palo Pinto.  
Laird.  
Latham.  
Lindsey.  
Long.  
Lotief.  
Magee.  
Mackay.  
McClain.  
McCullough.  
McDougald.  
McKee.  
Merritt.  
Metcalf.  
Mitcham.  
Morrison.  
Munson.  
Pope.  
Puryear.  
Ray.  
Reader.  
Reed of Bowie.  
Roberts.  
Rogers of Hunt.  
Rogers  
of Ochiltree.  
Rollins.  
Russell.  
Scarborough.  
Scott.  
Shannon.  
Smith.  
Stinson.  
Stovall.  
Sullivan.  
Tarwater.  
Tennyson.  
Thomas.  
Tillery.  
Townsend.  
Turlington.  
Van Zandt.  
Vaughan.  
Wagstaff.  
Walker.  
Weinert.  
Winningham.  
Young.

## Nays—10

Clayton.  
Hill of Webb.  
Jackson.  
Nicholson.  
Parkhouse.

Pavlica.  
Reed of Dallas.  
Scarborough.  
Stanfield.  
Stinson.

## Absent

Anderson  
of Bexar.  
Baker.  
Bedford.  
Bradley.  
Cathey.  
Caven.  
Colson.  
Coombes.  
Dunlap.  
Dwyer.  
Haag.  
Harrison.  
Hill of Brazoria.  
Holland.  
Johnson  
of Anderson.  
Jones of Atascosa.  
Leonard.

Mathis.  
McDougald.  
McGregor.  
Moffett.  
Moore.  
Morse.  
Palmer.  
Ramsey.  
Renfro.  
Riddle.  
Ross.  
Savage.  
Shults.  
Steward.  
Vaughan.  
Wells.  
West.  
Wood.

## Absent—Excused

Johnson of Dimmit.

The Speaker then laid House Bill No. 652 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—101

Adamson.  
Aikin.  
Alexander.

Alsup.  
Anderson  
of Bexar.

## Nays—15

Butler.  
Clayton.  
Colson.  
Crossley.  
Dunlap.  
Ford.  
Hankamer.  
Hill of Webb.

Jackson.  
Nicholson.  
Parkhouse.  
Pavlica.  
Ratliff.  
Reed of Dallas.  
Stanfield.

## Absent

Baker.  
Bedford.  
Bradley.  
Cathey.  
Coombes.

Duvall.  
Dwyer.  
Good.  
Haag.  
Harrison.

Hill of Brazoria.	Patterson.
Holland.	Ramsey.
Jones of Atascosa.	Renfro.
Lemens.	Riddle.
Leonard.	Ross.
Mathis.	Savage.
McGregor.	Shults.
Moffett.	Steward.
Moore.	Wells.
Morse.	West.
Palmer.	Wood.

Absent—Excused

Johnson of Dimmit.

HOUSE BILL NO. 154 ON THIRD  
READING

The Speaker laid before the House, on its third reading and final passage, H. B. No. 154, A bill to be entitled "An Act amending Article 7071, Title 122, Chapter 2, Revised Civil Statutes of 1925, and providing for the levying of an occupation tax on petroleum oil, mineral oil, or other oils that are taken from the earth; providing the date of payment of same, and providing the manner and time of reporting same to the Treasury of this State, and providing for inspection of records kept by persons engaged in such business, etc.; and declaring an emergency."

The bill was read third time.

Question—Shall the bill be passed?

HOUSE BILL NO. 166 ON PAS-  
SAGE TO ENGROSSMENT

The Speaker laid before the House, as postponed business, House Bill No. 166, an Act making an appropriation for the support and maintenance of the various educational institutions, on its passage to engrossment;

The bill having heretofore been read second time, with committee amendment, by Mr. Harman, pending.

Mr. Huddleston offered the following amendment to the division of the committee amendment relative to Rodent Control Service of Agricultural and Mechanical College:

Amend committee amendment to House Bill No. 166, page 42, by eliminating all of lines 12 to 27, inclusive.

HUDDLESTON,  
McCULLOUGH,  
REED of Bowie.

Mr. Daniel moved a call of the House for the purpose of maintaining a quorum until 5 o'clock p. m., today.

Question recurring on the motion for the call of the House, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—55

Aikin.	Mackay.
Bourne.	Mitcham.
Bradley.	Moffett.
Burns.	Moore.
Canon.	Nicholson.
Chastain.	Puryear.
Crossley.	Ratliff.
Daniel.	Ray.
Dunlap.	Roberts.
Dunagan.	Rollins.
Fain.	Ross.
Fisher.	Savage.
Ford.	Scarborough.
Fuchs.	Shannon.
Glass.	Stinson.
Hankamer.	Stovall.
Hicks.	Sullivant.
Hodges.	Tarwater.
Holekamp.	Tennyson.
Hyder.	Thomas.
James.	Townsend.
Jones of Atascosa.	Turlington.
Jones of Shelby.	Van Zandt.
Kyle of Hays.	Wagstaff.
Leonard.	Walker.
Lindsey.	Wood.
Long.	Young.
Magee.	

Nays—51

Adamson.	Johnson
Alexander.	of Anderson.
Anderson	Kyle of Palo Pinto.
of Johnson.	Latham.
Barrett.	Lotief.
Barron.	Mathis.
Bedford.	McCullough.
Butler.	Metcalfe.
Camp.	Parkhouse.
Davidson.	Patterson.
Dean.	Pavlica.
Dwyer.	Pope.
Golson.	Ramsey.
Griffith.	Reed of Bowie.
Haag.	Reed of Dallas.
Harris.	Renfro.
Harrison.	Riddle.
Head.	Rogers of Hunt.
Hester.	Russell.
Hill of Brazoria.	Smith.
Hill of Webb.	Stanfield.
Holloway.	Tillery.
Hoskins.	Vaughan.
Huddleston.	Weinert.
Hughes.	Wells.
Hunt.	Winningham.
Jackson.	

Present—Not Voting

Devall.

## Absent

Alsup.	Jefferson.
Anderson	Jones of Runnels.
of Bexar.	Kayton.
Baker.	Laird.
Beck.	Lemens.
Calvert.	McClain.
Cathey.	McDougald.
Caven.	McGregor.
Clayton.	McKee.
Colson.	Merritt.
Coombes.	Morrison.
Cowley.	Morse.
Duvall.	Munson.
Engelhard.	Palmer.
Few.	Reader.
Good.	Rogers
Goodman.	of Ochiltree.
Graves.	Scott.
Greathouse.	Shults.
Harman.	Steward.
Hartzog.	West.
Holland.	

## Absent—Excused

Johnson of Dimmit.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no Member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Anderson of Bexar, the Sergeant-at-Arms was instructed to bring in all absent Members within the city who are not ill.

Mr. Fain offered the following substitute for the amendment by Mr. Huddleston:

Substitute for amendment to committee amendment to House Bill No. 166, so as to provide "lump sum allowance of \$5,000 for rodent control," and strike out, on page 42, lines 15 to 25, inclusive.

Mr. Kayton moved to table the substitute amendment.

The motion prevailed.

Mr. Moore moved to table the amendment by Mr. Huddleston.

The motion prevailed.

Mr. Good offered the following amendment to the section of the committee amendment, relative to The University of Texas:

Amend committee amendment to House Bill No. 166, page 74, line 30, by striking out the figures "\$7,200," and inserting in lieu thereof the figures "\$6,000."

Mr. Harman moved to table the amendment.

The motion to table was lost.

Question recurring on the amendment, it was adopted.

Mr. Aikin offered the following amendment to this division of the committee amendment:

Amend committee amendment to House Bill No. 166, page 64, line 30, by striking out the figures "\$4,500," and inserting in lieu thereof the figures "\$4,000."

AIKIN,  
LOTIEF.

Mr. Scott offered the following substitute for the amendment by Mr. Aikin:

Substitute for amendment to committee amendment to House Bill No. 166, page 64, line 30, by striking out the figures "\$4,500," and inserting in lieu thereof the figures "\$3,600."

SULLIVANT,  
SCOTT,  
DUNAGAN.

Mr. Camp moved to table the substitute amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

## Yeas—48

Alexander.	Jackson.
Anderson	Jefferson.
of Bexar.	Jones of Runnels.
Anderson	Kyle of Hays.
of Johnson.	Leonard.
Bedford.	Magee.
Butler.	Mathis.
Camp.	McClain.
Clayton.	Metcalf.
Crossley.	Mitcham.
Duvall.	Moffett.
Few.	Moore.
Ford.	Munson.
Golson.	Nicholson.
Goodman.	Patterson.
Greathouse.	Reader.
Haag.	Ross.
Hankamer.	Russell.
Head.	Smith.
Hill of Brazoria.	Stovall.
Hill of Webb.	Tillery.
Holekamp.	Townsend.
Hoskins.	Van Zandt.
Hughes.	Weinert.
Hyder.	Wells.

## Nays—63

Adamson.	Alsup.
Aikin.	Baker.

Barrett.	Mackay.
Beck.	McCullough.
Bourne.	McKee.
Bradley.	Merritt.
Burns.	Morrison.
Colson.	Palmer.
Cowley.	Pavlica.
Davidson.	Pope.
Dean.	Ramsey.
Devall.	Ratliff.
Dunagan.	Ray.
Fain.	Reed of Bowie.
Fisher.	Reed of Dallas.
Fuchs.	Renfro.
Glass.	Roberts.
Good.	Rogers of Hunt.
Harris.	Rollins.
Harrison.	Scarborough.
Hicks.	Scott.
Huddleston.	Sullivant.
Hunt.	Tarwater.
James.	Tennyson.
Jones of Atascosa.	Thomas.
Jones of Shelby.	Turlington.
Kyle of Palo Pinto.	Vaughan.
Laird.	Wagstaff.
Latham.	Walker.
Lemens.	Winningham.
Lindsey.	Young.
Lotief.	

## Absent

Barron.	Johnson
Calvert.	of Anderson.
Canon.	Kayton.
Cathey.	Long.
Caven.	McDougald.
Chastain.	McGregor.
Coombes.	Morse.
Daniel.	Parkhouse.
Dunlap.	Puryear.
Dwyer.	Riddle.
Engelhard.	Rogers
Graves.	of Ochiltree.
Griffith.	Savage.
Harman.	Shannon.
Hartzog.	Shults.
Hester.	Stanfield.
Hodges.	Steward.
Holland.	Stinson.
Holloway.	West.
	Wood.

## Absent—Excused

Johnson of Dimmit.

Question recurring on the substitute amendment, it was lost.

Question then recurring on the amendment by Mr. Aikin, it was adopted.

Question—Shall the committee amendment be adopted?

## MESSAGES FROM THE GOVERNOR

The Speaker laid before the House, and had read, the following messages from the Governor:

Executive Office,  
Austin, Texas, April 20, 1933.

To the House of Representatives of the Forty-third Legislature:

I herewith return you House Bill No. 376, same being "An Act to create the office of county purchasing agent in counties having a population of more than 160,000 and less than 230,000 inhabitants, at a salary not to exceed \$3,000 and not less than \$2,400 annually, to be fixed by the commissioners court, said appointments to be made by the district judges of said county."

This bill, while general in its terms, is sponsored mainly by Representatives from Tarrant County.

Since the passage of the bill, it has been brought to my attention that the judges of Tarrant County, who have had nothing to do with the creation of the law, do not want to assume the duty imposed by this bill, and because there is a difference of opinion now on the part of the Representatives from Tarrant County as to whether the bill should be approved, or as to whether the people of Tarrant County want the law approved. Therefore, in line with the general principles of economy and retrenchment, I am loath to approve the bill, and I have, therefore, decided to veto same.

Respectfully submitted,  
MIRIAM A. FERGUSON,  
Governor of Texas.

Executive Office,  
Austin, Texas, April 20, 1933.

To the Forty-third Legislature of Texas:

At the request of Hon. Pat Jefferson, Member of the House of Representatives, and members of the Brotherhood of Railway Employees, I submit for your consideration, as emergency legislation, the question of the attached bill, being "An Act to define and limit the jurisdiction of courts, and their purposes, and declaring an emergency."

Respectfully submitted,  
MIRIAM A. FERGUSON,  
Governor of Texas.

# CONFERENCE COMMITTEE RE- PORT ON HOUSE BILL NO. 150

Mr. Morrison submitted the following conference committee report on House Bill No. 150:

Committee Room,  
Austin, Texas, April 19, 1933.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences between the two Houses on House Bill No. 150, have had same under consideration, and beg leave to report back that we have adjusted the differences between the two Houses, and recommend that the bill be passed as heretofore finally passed by the Senate, with the following amendment:

That the words "and if there are no liens for taxes against said property," as inserted by amendment offered by Senator Oneal, be stricken out of Section 1 of said bill.

Respectfully submitted,

POAGE,  
SANDERFORD,  
PACE,  
MOORE,

On the part of the Senate;

MORRISON,  
MAGEE,  
SAVAGE,  
McCULLOUGH,  
POPE,

On the part of the House.

Mr. Morrison moved that the report be adopted.

Mr. Vaughan moved that further consideration of the report be postponed at this time, and that the report be printed in the Journal.

On motion of Mr. Greathouse, the substitute motion by Mr. Vaughan was tabled.

The report was then adopted by the following vote:

Yeas—121

Adamson.	Anderson
Aikin.	of Johnson.
Alsup.	Baker.
Anderson	Barrett.
of Bexar.	Barron.

Beck.	Lindsey.
Bourne.	Long.
Bradley.	Lotief.
Burns.	Magee.
Butler.	Mackay.
Camp.	Mathis.
Canon.	McClain.
Chastain.	McCullough.
Clayton.	McDougald.
Cowley.	McKee.
Crossley.	Merritt.
Daniel.	Metcalfe.
Davidson.	Mitcham.
Dean.	Moffett.
Devall.	Morrison.
Dunagan.	Nicholson.
Dwyer.	Palmer.
Engelhard.	Parkhouse.
Fain.	Patterson.
Few.	Pavlica.
Fisher.	Pope.
Fuchs.	Puryear.
Glass.	Ramsey.
Golson.	Ratliff.
Goodman.	Ray.
Graves.	Reed of Bowie.
Greathouse.	Reed of Dallas.
Griffith.	Roberts.
Hankamer.	Rogers of Hunt.
Harris.	Rogers
Hartzog.	of Ochiltree.
Head.	Rollins.
Hester.	Ross.
Hicks.	Russell.
Hill of Brazoria.	Savage.
Hill of Webb.	Scarborough.
Hodges.	Scott.
Holekamp.	Shannon.
Holland.	Smith.
Holloway.	Stanfield.
Hoskins.	Stinson.
Huddleston.	Stovall.
Hughes.	Sullivan.
Hunt.	Tarwater.
Hyder.	Tennyson.
Jackson.	Thomas.
James.	Tillery.
Jefferson.	Townsend.
Johnson	Turlington.
of Anderson.	Van Zandt.
Jones of Shelby.	Wagstaff.
Kayton.	Walker.
Kyle of Hays.	Weinert.
Kyle of Palo Pinto.	Wells.
Laird.	Winningham.
Latham.	Wood.
Lemens.	Young.
Leonard.	

Nays—4

Alexander.	Munson.
Ford.	Vaughan.

Absent

Bedford.	Cathey.
Calvert.	Caven.



Colson.	McGregor.
Coombes.	Moore.
Dunlap.	Morse.
Duval.	Reader.
Good.	Renfro.
Haag.	Riddle.
Harman.	Shults.
Harrison.	Steward.
Jones of Atascosa.	West.
Jones of Runnels.	

Absent—Excused

Johnson of Dimmit.

#### CONFERENCE COMMITTEE ON SENATE BILL NO. 435

The Speaker announced the appointment of the following conference committee on Senate Bill No. 435: Messrs. Burns, Van Zandt, Lemens, Ratliff, and Beck.

#### MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, April 20, 1933.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 145, A bill to be entitled "An Act making it unlawful to connect to, or tap, or drill into any pipe line, or other conduit through which crude oil, naphtha, gas, casinghead gas, or any of the manufactured or natural products thereof is transported, and declaring such acts to be felonies, prescribing a penalty therefor; and declaring an emergency."

S. B. No. 383, A bill to be entitled "An Act to amend Chapter 206, Section 20-a, of the General Laws of the Regular Session of the Forty-second Legislature; relating to changing the budget by the Legislature or the county commissioners court; and declaring an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### SPECIAL ORDER SET

Mr. Graves moved that House Bill No. 464 be set as a special order for 11 o'clock a. m., Friday, April 28.

The motion prevailed by the following vote:

Yeas—101

Adamson.	Laird.
Aikin.	Latham.
Alexander.	Lemens.
Alsup.	Leonard.
Anderson	Lindsey.
of Johnson.	Long.
Barrett.	Lotief.
Barron.	Magee.
Beck.	Mackay.
Bedford.	Mathis.
Bourne.	McCullough.
Bradley.	McDougald.
Camp.	McKee.
Canon.	Merritt.
Chastain.	Metcalfe.
Crossley.	Mitcham.
Daniel.	Moffett.
Davidson.	Munson.
Dean.	Nicholson.
Devall.	Palmer.
Dunagan.	Parkhouse.
Fain.	Pavlica.
Few.	Ramsey.
Fisher.	Ratliff.
Ford.	Ray.
Fuchs.	Reed of Bowie.
Glass.	Reed of Dallas.
Golson.	Roberts.
Goodman.	Rogers of Hunt.
Graves.	Rollins.
Harman.	Ross.
Harris.	Russell.
Hartzog.	Savage.
Head.	Scarborough.
Hester.	Smith.
Hicks.	Stanfield.
Hill of Brazoria.	Stinson.
Hill of Webb.	Stovall.
Hodges.	Sullivan.
Holekamp.	Tennyson.
Holland.	Thomas.
Hoskins.	Tillery.
Hughes.	Turlington.
Hunt.	Van Zandt.
Hyder.	Vaughan.
James.	Walker.
Jefferson.	Weinert.
Johnson	Wells.
of Anderson.	Winningham.
Jones of Atascosa.	Wood.
Jones of Runnels.	Young.
Jones of Shelby.	

Nays—13

Baker.	Moore.
Butler.	Pope.
Clayton.	Puryear.
Engelhard.	Rogers of Ochiltree.
Hankamer.	Townsend.
Jackson.	Wagstaff.
Kyle of Hays.	

Absent

Anderson	Burns.
of Bexar.	Calvert.

Cathey.	Kyle of Palo Pinto.
Caven.	McClain.
Colson.	McGregor.
Coombes.	Morrison.
Cowley.	Morse.
Dunlap.	Patterson.
Duvall.	Reader.
Dwyer.	Renfro.
Good.	Riddle.
Greathouse.	Scott.
Griffith.	Shannon.
Haag.	Shults.
Harrison.	Steward.
Holloway.	Tarwater.
Huddleston.	West.
Kayton.	

Absent—Excused

Johnson of Dimmit.

#### NOTICE GIVEN

Mr. McKee gave notice that he would, on next Tuesday, move to take up, for consideration at that time, House Bill No. 655, which bill had heretofore been laid on the table subject to call.

#### INVITING TAXPAYERS TO APPEAR BEFORE THE HOUSE

Mr. Harman offered the following resolution:

Whereas, The necessity for providing means of dependable revenue for the support of our State educational enterprises and the other agencies and institutions of the State is extremely pressing and urgent; and

Whereas, There are several hundred tax-paying citizens from various parts of the State who desire to present their views to the Legislature; now, therefore, be it

Resolved by the House of Representatives, That the taxpayers of the State be invited to occupy the hour from 1:30 p. m. to 2:30 p. m., next Wednesday, April 26, 1933, to discuss before this House ways and means for procuring certain and adequate revenue for the maintenance of our public schools and other agencies and institutions of the State.

The resolution was read second time, and was adopted.

#### RELATIVE TO HOUSE BILL NO. 154

Mr. Long moved that the Special Joint Rule VIII, relative to the regular order of business, be suspended, to

take up, for consideration at this time, House Bill No. 154.

Mr. Nicholson raised a point of order on further consideration of the motion by Mr. Long, on the ground that a Joint Rule cannot be suspended except by a concurrent resolution.

The Speaker sustained the point of order.

#### LEAVES OF ABSENCE GRANTED

(By Unanimous Consent)

Mr. Shults was granted leave of absence for today, on account of important business.

Mr. Palmer was granted leave of absence for yesterday on account of important business, on motion of Mr. Townsend.

#### TO SUSPEND CERTAIN JOINT RULE

Mr. Long offered the following resolution:

H. C. R. No. 69, To suspend certain Rule.

Whereas, The House of Representatives is desirous of taking up House Bill No. 154, out of its regular order, and considering the same; and

Whereas, Under the Joint Rules of the House and Senate, it is impossible to take any bill up out of its regular order without first finally acting upon all appropriation bills; therefore, be it

Resolved by the Members of the House of Representatives of the State of Texas and by the Members of the Senate of Texas, That Special Joint Rule VIII be suspended, so that the House of Representatives of the State of Texas may take up out of its regular order and consider House Bill No. 154, and said Rule is so ordered suspended.

LONG,  
DANIEL.

The resolution was read second time, and was adopted by the following vote:

Yeas—103

Adamson.	Barron.
Alexander.	Beck.
Alsup.	Bedford.
Anderson	Bourne.
of Bexar.	Burns.
Anderson	Butler.
of Johnson.	Camp.
Baker.	Chastain.
Barrett.	Clayton.

Colson.	Lindsey.
Cowley.	Long.
Daniel.	Lotief.
Davidson.	Magee.
Dean.	Mackay.
Dunagan.	Mathis.
Dwyer.	McClain.
Engelhard.	McCullough.
Few.	Merritt.
Fisher.	Mitcham.
Ford.	Moffett.
Fuchs.	Morrison.
Glass.	Munson.
Golson.	Patterson.
Goodman.	Puryear.
Greathouse.	Ramsey.
Haag.	Ratliff.
Hankamer.	Reader.
Harman.	Reed of Bowie.
Harris.	Renfro.
Hartzog.	Riddle.
Head.	Roberts.
Hill of Brazoria.	Rollins.
Hill of Webb.	Ross.
Hodges.	Savage.
Holekamp.	Scarborough.
Holloway.	Shannon.
Hoskins.	Smith.
Huddleston.	Stinson.
Hughes.	Sullivant.
Hunt.	Tarwater.
Hyder.	Tennyson.
Jackson.	Thomas.
James.	Tillery.
Jefferson.	Townsend.
Johnson	Turlington.
of Anderson.	Van Zandt.
Jones of Runnels.	Vaughan.
Jones of Shelby.	Wagstaff.
Kyle of Hays.	Walker.
Laird.	Weinert.
Latham.	Wells.
Lemens.	Winningham.
Leonard.	Young.

## Nays—16

Aikin.	Palmer.
Crossley.	Parkhouse.
Devall.	Pope.
Fain.	Reed of Dallas.
Good.	Rogers of Hunt.
Kyle of Palo Pinto.	Russell.
Moore.	Scott.
Nicholson.	Wood.

## Absent

Bradley.	Harrison.
Calvert.	Hester.
Canon.	Hicks.
Cathey.	Holland.
Caven.	Jones of Atascosa.
Coombes.	Kayton.
Dunlap.	McDougald.
Duvall.	McGregor.
Graves.	McKee.
Griffith.	Metcalfe.

Morse.	Shults.
Pavlica.	Stanfield.
Ray.	Steward.
Rogers	Stovall.
of Ochiltree.	West.

Absent—Excused

Johnson of Dimmit.

## MESSAGE FROM THE SENATE

Senate Chamber,

Austin, Texas, April 20, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 69, Relative to the suspension of Special Joint Rule VIII of the House and Senate. (With amendments.)

Respectfully,

BOB BARKER,

Secretary of the Senate.

## HOUSE CONCURRENT RESOLUTION NO. 69 WITH SENATE AMENDMENTS

Mr. Long called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 69, Suspending Special Joint Rule VIII.

The Speaker laid the resolution before the House, with the Senate amendments.

On motion of Mr. Long, the House concurred in the Senate amendments.

## BILL ORDERED PRINTED

Mr. Kayton moved that House Bill No. 472, reported adversely, with a minority favorable report, be printed. The motion prevailed.

## MOTION TO LAY HOUSE BILL NO. 842 ON TABLE SUBJECT TO CALL

Mr. Clayton moved that House Bill No. 842 be laid on the table subject to call.

The motion was lost.

## SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 312, to the Committee on Common Carriers.

Senate Bill No. 331, to the Committee on Common Carriers.

Senate Bill No. 145, to the Committee on Criminal Jurisprudence.

Senate Bill No. 383, to the Committee on State Affairs.

#### HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Weinert:

H. B. No. 895, A bill to be entitled "An Act making it unlawful for any person to hunt, trap, kill, or attempt to kill, by any means whatsoever, any wild turkey in the Counties of Guadalupe and Comal for a period of five (5) years, etc.; and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Hill of Brazoria:

H. B. No. 896, A bill to be entitled "An Act amending Article 7005, of the Revised Civil Statutes, as amended by Acts of 1931, Forty-second Legislature, page 852, Chapter 360, paragraph 1, including the County of Matagorda, as one of the Counties exempt from the provisions of Title 121, from all laws regulating the inspection of hides and animals."

Referred to Committee on Live Stock and Stock Raising.

By Mr. Kayton, Mr. Laird, Mrs. Hughes, and Mr. Pope:

H. B. No. 897, A bill to be entitled "An Act to create the Texas Rehabilitation and Relief Commission, for the purpose of administering Federal and/or State funds for employment, rehabilitation, and/or relief of the unemployed; providing Commission shall cease to exist two (2) years after effective date of Act; defining duties of Commission; providing for appointment of members of Commission, director of Commission, and employes; providing for establishment of county departments of rehabilitation and relief, their powers, and organization; making an appropriation; and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Jefferson:

H. B. No. 898, A bill to be entitled "An Act to define and limit the jurisdiction of courts, and their purposes; and declaring an emergency."

Referred to Committee on Judiciary.

#### RECESS

Mr. Wells moved that the House recess to 7:45 o'clock p. m., today.

Mr. Parkhouse moved that the House adjourn until 9:30 o'clock a. m., Friday, April 21.

The motion of Mr. Wells prevailed, and the House, accordingly, at 5:30 o'clock p. m., took recess to 7:45 o'clock p. m., today.

#### NIGHT SESSION

The House met at 7:45 o'clock p. m., and was called to order by the Speaker.

#### SENATE BILL NO. 107 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 107, A bill to be entitled "An Act amending Chapter 91, Acts First Called Session, Fortieth Legislature, as amended by Chapter 77, Acts, First Called Session, Forty-first Legislature, as amended by Chapter 164, Acts, Regular Session, Forty-second Legislature, and declaring an emergency."

The bill was read second time.

On motion of Mr. Aikin, the bill was laid on the table subject to call.

#### SENATE BILL NO. 133 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 133, A bill to be entitled "An Act providing for the appointment by the District Judge of the Twenty-fifth Judicial District of Texas, composed of the Counties of Guadalupe, Gonzales, Colorado, and Lavaca, or the judge of the judicial district of which the Counties of Guadalupe, Gonzales, Colorado, and Lavaca are a part thereof, of an official shorthand reporter for such district; providing his qualification; providing that the

salary of the said official shorthand reporter shall be fixed, and declaring this Act to be a Special Act, notices thereof having been duly published and exhibited as required by law; and declaring an emergency."

The bill was read second time, and was passed to third reading.

#### SENATE BILL NO. 139 ON SECOND READING

The Speaker laid before the House, on the second reading and passage to third reading,

S. B. No. 139, A bill to be entitled "An Act to amend Articles 6229, 6230, 6231, 6232, 6233, 6234, 6235, 6236, 6237, 6238, 6239, 6240, 6241, 6242, and 6243, Title 109, Chapter 2, of the Revised Civil Statutes of 1925, providing pension fund for employes of cities and towns over ten thousand (10,000) inhabitants in the State of Texas, and declaring an emergency."

The bill was read second time.

Mr. Bradley offered the following committee amendments to the bill:

#### (1)

Amend Senate Bill No. 139, page 1, Section 1, by striking out the following words: "In all incorporated cities and towns having a population of over 10,000," and insert instead thereof the following: "In all incorporated cities and towns having a population of 280,000 or more."

#### (2)

Amend the caption of said bill by striking out the words and figures "over 10,000," and insert instead thereof the words and figures "280,000 or more."

HOLLAND,  
BRADLEY,  
MORSE,  
MOORE.

The amendments were severally adopted.

Senate Bill No. 139 was then passed to third reading.

#### SENATE BILL NO. 139 ON THIRD READING

Mr. Bradley moved that the constitutional rule, requiring bills to be read on three several days, be sus-

pended, and that Senate Bill No. 139 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101

Adamson.	Latham.
Aikin.	Leonard.
Alexander.	Lindsey.
Alsup.	Lotief.
Anderson	Mackay.
of Johnson.	Magee.
Beck.	Mathis.
Bedford.	McClain.
Bourne.	McCullough.
Bradley.	McGregor.
Burns.	Merritt.
Canon.	Metcalfe.
Chastain.	Mitcham.
Cowley.	Moffett.
Crossley.	Moore.
Dean.	Morrison.
Devall.	Munson.
Dunagan.	Nicholson.
Engelhard.	Palmer.
Fain.	Pope.
Few.	Puryear.
Ford.	Ratliff.
Fuchs.	Ray.
Glass.	Reader.
Golson.	Reed of Bowie.
Good.	Roberts.
Goodman.	Rogers of Hunt.
Graves.	Rollins.
Greathouse.	Ross.
Griffith.	Russell.
Hankamer.	Savage.
Harman.	Scarborough.
Harris.	Scott.
Hartzog.	Shannon.
Head.	Stanfield.
Hodges.	Stinson.
Holekamp.	Stovall.
Holland.	Sullivant.
Holloway.	Tennyson.
Hoskins.	Thomas.
Huddleston.	Tillery.
Hughes.	Townsend.
Hunt.	Turlington.
James.	Van Zandt.
Jones of Atascosa.	Vaughan.
Jones of Runnels.	Wagstaff.
Jones of Shelby.	Walker.
Kayton.	Wells.
Kyle of Hays.	Winningham.
Kyle of Palo Pinto.	Wood.
Laird.	Young.

#### Absent

Anderson	Calvert.
of Bexar.	Camp.
Baker.	Cathey.
Barrett.	Caven.
Barron.	Clayton.
Butler.	Colson.

Coombes.	Long.
Daniel.	McDougald.
Davidson.	McKee.
Dunlap.	Morse.
Duvall.	Parkhouse.
Dwyer.	Patterson.
Fisher.	Pavlica.
Haag.	Ramsey.
Harrison.	Reed of Dallas.
Hester.	Renfro.
Hicks.	Riddle.
Hill of Brazoria.	Rogers
Hill of Webb.	of Ochiltree.
Hyder.	Shults.
Jackson.	Smith.
Jefferson.	Steward.
Johnson	Tarwater.
of Anderson.	Weinert.
Lemens.	West.

## Absent—Excused

Johnson of Dimmit.

The Speaker then laid Senate Bill No. 139 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—96

Adamson.	Holekamp.
Aikin.	Holland.
Alexander.	Holloway.
Alsup.	Hoskins.
Anderson	Huddleston.
of Johnson.	Hughes.
Beck.	Hunt.
Bedford.	Jackson.
Bourne.	James.
Bradley.	Jones of Atascosa.
Burns.	Jones of Runnels.
Canon.	Jones of Shelby.
Chastain.	Kayton.
Cowley.	Kyle of Hays.
Crossley.	Kyle of Palo Pinto.
Davidson.	Laird.
Dean.	Latham.
Devall.	Leonard.
Dunagan.	Lindsey.
Engelhard.	Lotief.
Fain.	Magee.
Few.	Mathis.
Ford.	McClain.
Fuchs.	McCullough.
Glass.	McGregor.
Golson.	Merritt.
Good.	Mitcham.
Goodman.	Moffett.
Graves.	Moore.
Greathouse.	Morrison.
Griffith.	Munson.
Hankamer.	Nicholson.
Harris.	Palmer.
Hartzog.	Parkhouse.
Head.	Pope.

Ratliff.	Stovall.
Ray.	Tennyson.
Reader.	Thomas.
Roberts.	Tillery.
Rogers of Hunt.	Townsend.
Rollins.	Turlington.
Ross.	Van Zandt.
Russell.	Wagstaff.
Savage.	Walker.
Scarborough.	Wells.
Scott.	Winningham.
Shannon.	Wood.
Stanfield.	Young.
Stinson.	

## Present—Not Voting

Harman.	Reed of Bowie.
Puryear.	Vaughan.

## Absent

Anderson	Jefferson.
of Bexar.	Johnson
Baker.	of Anderson.
Barrett.	Lemens.
Barron.	Long.
Butler.	Mackay.
Calvert.	McDougald.
Camp.	McKee.
Cathey.	Metcalfe.
Caven.	Morse.
Clayton.	Patterson.
Colson.	Pavlica.
Coombes.	Ramsey.
Daniel.	Reed of Dallas.
Dunlap.	Renfro.
Duvall.	Riddle.
Dwyer.	Rogers
Fisher.	of Ochiltree.
Haag.	Shults.
Harrison.	Smith.
Hester.	Steward.
Hicks.	Sullivant.
Hill of Brazoria.	Tarwater.
Hill of Webb.	Weinert.
Hodges.	West.
Hyder.	

## Absent—Excused

Johnson of Dimmit.

Mr. Chastain moved a call of the House for the purpose of maintaining a quorum until 10 o'clock p. m., today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no Member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Fain, the Sergeant-at-Arms was instructed to bring in all absent Members within the city who are not ill.

Mr. Jones of Atascosa moved that the House adjourn until 9:30 o'clock a. m., tomorrow.

Question recurring on the motion, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—22

Adamson.	Leonard.
Bedford.	Nicholson.
Cowley.	Parkhouse.
Devall.	Puryear.
Engelhard.	Rollins.
Few.	Russell.
Golson.	Vaughan.
Goodman.	Walker.
Graves.	Wells.
Greathouse.	Winningham.
Jones of Atascosa.	Wood.

Nays—77

Aikin.	Lindsey.
Alsup.	Lotief.
Anderson	Magee.
of Johnson.	Mackay.
Beck.	McClain.
Bourne.	McCullough.
Bradley.	McGregor.
Burns.	Merritt.
Canon.	Mitcham.
Chastain.	Moffett.
Crossley.	Moore.
Davidson.	Morrison.
Dean.	Munson.
Dunagan.	Palmer.
Fain.	Pope.
Ford.	Ratliff.
Fuchs.	Ray.
Glass.	Reader.
Griffith.	Reed of Bowie.
Hankamer.	Reed of Dallas.
Harris.	Roberts.
Hartzog.	Rogers of Hunt.
Hodges.	Ross.
Holekamp.	Savage.
Holland.	Scarborough.
Holloway.	Scott.
Hoskins.	Shannon.
Huddleston.	Stanfield.
Hughes.	Stinson.
Hunt.	Stovall.
Jackson.	Sullivant.
James.	Tennyson.
Jones of Runnels.	Thomas.
Jones of Shelby.	Tillery.
Kayton.	Townsend.
Kyle of Hays.	Turlington.
Kyle of Palo Pinto.	Van Zandt.
Laird.	Wagstaff.
Latham.	Young.

Present—Not Voting

Mr. Speaker.	Harman.
Alexander.	

Absent

Anderson	Hill of Webb.
of Bexar.	Hyder.
Baker.	Jefferson.
Barrett.	Johnson
Barron.	of Anderson.
Butler.	Lemens.
Calvert.	Long.
Camp.	Mathis.
Cathey.	McDougald.
Caven.	McKee.
Clayton.	Metcalf.
Colson.	Morse.
Coombes.	Patterson.
Daniel.	Pavlica.
Dunlap.	Ramsey.
Duvall.	Renfro.
Dwyer.	Riddle.
Fisher.	Rogers
Good.	of Ochiltree.
Haag.	Shults.
Harrison.	Smith.
Head.	Steward.
Hester.	Tarwater.
Hicks.	Weinert.
Hill of Brazoria.	West.

Absent—Excused

Johnson of Dimmit.

#### SENATE BILL NO. 294 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 294, A bill to be entitled "An Act to abolish the office of Clerk of the Criminal District Court of Harris County, and to transfer the duties of said office to the Clerk of the District Court of Harris County; providing for the delivery of all supplies, furniture, and fixtures of any kind or character belonging to said office to the Clerk of the District Court of Harris County, and fixing the effective date of this Act."

The bill was read second time, and was passed to third reading.

#### SENATE BILL NO. 294 ON THIRD READING

Mr. Moore moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 294 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102

Adamson.	Alexander.
Aikin.	Alsup.

Anderson	Lindsey.
of Johnson.	Lotief.
Beck.	Mackay.
Bedford.	Magee.
Bourne.	Mathis.
Bradley.	McClain.
Burns.	McGregor.
Canon.	Merritt.
Chastain.	Metcalf.
Cowley.	Mitcham.
Crossley.	Moffett.
Davidson.	Moore.
Dean.	Morrison.
Devall.	Munson.
Dunagan.	Nicholson.
Duvall.	Palmer.
Engelhard.	Pope.
Fain.	Puryear.
Few.	Ratliff.
Ford.	Ray.
Fuchs.	Reader.
Glass.	Reed of Bowie.
Golson.	Renfro.
Good.	Roberts.
Goodman.	Rogers of Hunt.
Graves.	Rollins.
Greathouse.	Ross.
Griffith.	Russell.
Hankamer.	Savage.
Harris.	Scarborough.
Hartzog.	Scott.
Hodges.	Shannon.
Holekamp.	Stanfield.
Holland.	Stinson.
Hoskins.	Stovall.
Huddleston.	Sullivant.
Hughes.	Tennyson.
Hunt.	Thomas.
Jackson.	Tillery.
James.	Townsend.
Jones of Atascosa.	Turlington.
Jones of Runnels.	Van Zandt.
Jones of Shelby.	Vaughan.
Kayton.	Wagstaff.
Kyle of Hays.	Walker.
Kyle of Palo Pinto.	Wells.
Laird.	Winningham.
Latham.	Wood.
Lemens.	Young.
Leonard.	

## Present—Not Voting

Anderson	Harman.
of Bexar.	

## Absent

Baker.	Daniel.
Barrett.	Dunlap.
Barron.	Dwyer.
Butler.	Fisher.
Calvert.	Haag.
Camp.	Harrison.
Cathey.	Head.
Caven.	Hester.
Clayton.	Hicks.
Colson.	Hill of Brazoria.
Coombes.	Hill of Webb.

Holloway.	Pavlica.
Hyder.	Ramsey.
Jefferson.	Reed of Dallas.
Johnson	Riddle.
of Anderson.	Rogers
Long.	of Ochiltree.
McCullough.	Shults.
McDougald.	Smith.
McKee.	Steward.
Morse.	Tarwater.
Parkhouse.	Weinert.
Patterson.	West.

## Absent—Excused

Johnson of Dimmit.

The Speaker then laid Senate Bill No. 294 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—102

Adamson.	Jackson.
Aikin.	James.
Alexander.	Jones of Atascosa.
Alsup.	Jones of Runnels.
Anderson	Jones of Shelby.
of Johnson.	Kayton.
Beck.	Kyle of Hays.
Bedford.	Kyle of Palo Pinto.
Bourne.	Laird.
Bradley.	Latham.
Canon.	Lemens.
Chastain.	Leonard.
Cowley.	Lindsey.
Crossley.	Lotief.
Davidson.	Magee.
Dean.	Mackay.
Devall.	Mathis.
Dunagan.	McClain.
Duvall.	McCullough.
Engelhard.	McGregor.
Fain.	Merritt.
Few.	Metcalf.
Ford.	Mitcham.
Fuchs.	Moffett.
Glass.	Moore.
Golson.	Morrison.
Good.	Munson.
Goodman.	Nicholson.
Graves.	Palmer.
Greathouse.	Pope.
Griffith.	Puryear.
Hankamer.	Ratliff.
Harris.	Ray.
Hartzog.	Reader.
Hodges.	Reed of Bowie.
Holekamp.	Renfro.
Holland.	Roberts.
Holloway.	Rogers of Hunt.
Hoskins.	Rollins.
Huddleston.	Ross.
Hughes.	Russell.
Hunt.	Savage.



Scarborough.	Turlington.
Scott.	Van Zandt.
Stanfield.	Vaughan.
Stinson.	Wagstaff.
Stovall.	Walker.
Sullivant.	Wells.
Tennyson.	Winningham.
Thomas.	Wood.
Tillery.	Young.
Townsend.	

Present—Not Voting

Harman.	Reed of Dallas.
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Absent

Anderson	Hill of Webb.
of Bexar.	Hyder.
Baker.	Jefferson.
Barrett.	Johnson
Barron.	of Anderson.
Burns.	Long.
Butler.	McDougald.
Calvert.	McKee.
Camp.	Morse.
Cathey.	Parkhouse.
Caven.	Patterson.
Clayton.	Pavlica.
Colson.	Ramsey.
Coombes.	Riddle.
Daniel.	Rogers
Dunlap.	of Ochiltree.
Dwyer.	Shannon.
Fisher.	Shults.
Haag.	Smith.
Harrison.	Steward.
Head.	Tarwater.
Hester.	Weinert.
Hicks.	West.
Hill of Brazoria.	

Absent—Excused

Johnson of Dimmit.

#### SENATE BILL NO. 484 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 484, A bill to be entitled "An Act to create Road District No. 4, of Shelby County, Texas, validating and approving all orders made by the Commissioners Court of said County, in respect to the organization of said District; validating the authorization, issuance, and sale of certain bonds thereof, dated August 11, 1919, and numbered 171 to 210, inclusive, and also the bonds of said District, dated October 10, 1923, and numbered, respectively, from 1 to 50, inclusive, and providing for their payment by the annual levy, assessment, and collection of general ad

valorem taxes, on all taxable property in said Road District; approving and validating all orders of the Commissioners Court of said County, in respect of said designated road district bonds, but none others, and taxes, or certified copies thereof, and constituting such orders legal evidence; and declaring an emergency."

The bill was read second time, and was passed to third reading.

#### SENATE BILL NO. 484 ON THIRD READING

Mr. Jones of Shelby moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 484 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101

Adamson.	Huddleston.
Aikin.	Hughes.
Alexander.	Hunt.
Alsup.	Jackson.
Anderson	James.
of Bexar.	Jones of Runnels.
Anderson	Kayton.
of Johnson.	Kyle of Hays.
Beck.	Kyle of Palo Pinto.
Bedford.	Laird.
Bourne.	Latham.
Bradley.	Lemens.
Burns.	Leonard.
Chastain.	Lindsey.
Cowley.	Lotief.
Crossley.	Magee.
Dean.	Mackay.
Devall.	McClain.
Dunagan.	McCullough.
Duvall.	McGregor.
Engelhard.	Merritt.
Fain.	Metcalfe.
Few.	Mitcham.
Ford.	Moffett.
Fuchs.	Moore.
Glass.	Morrison.
Golson.	Munson.
Good.	Nicholson.
Goodman.	Palmer.
Graves.	Parkhouse.
Greathouse.	Pope.
Griffith.	Puryear.
Hankamer.	Ratliff.
Harris.	Ray.
Hartzog.	Reader.
Head.	Renfro.
Hodges.	Roberts.
Holekamp.	Rogers of Hunt.
Holland.	Rollins.
Holloway.	Ross.
Hoskins.	Russell.

Savage.	Townsend.
Scarborough.	Turlington.
Scott.	Van Zandt.
Shannon.	Vaughan.
Stanfield.	Wagstaff.
Stinson.	Walker.
Stovall.	Wells.
Sullivant.	Winningham.
Tennyson.	Wood.
Thomas.	Young.
Tillery.	

## Present—Not Voting

Harman.	Reed of Dallas.
Reed of Bowie.	

## Absent

Baker.	Hyder.
Barrett.	Jefferson.
Barron.	Johnson
Butler.	of Anderson.
Calvert.	Jones of Atascosa.
Camp.	Jones of Shelby.
Canon.	Long.
Cathey.	Mathis.
Caven.	McDougald.
Clayton.	McKee.
Colson.	Morse.
Coombes.	Patterson.
Daniel.	Pavlica.
Davidson.	Ramsey.
Dunlap.	Riddle.
Dwyer.	Rogers
Fisher.	of Ochiltree.
Haag.	Shults.
Harrison.	Smith.
Hester.	Steward.
Hicks.	Tarwater.
Hill of Brazoria.	Weinert.
Hill of Webb.	West.

## Absent—Excused

Johnson of Dimmit.

The Speaker then laid Senate Bill No. 484 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—103

Mr. Speaker.	Canon.
Adamson.	Chastain.
Aikin.	Cowley.
Alexander.	Crossley.
Alsup.	Dean.
Anderson	Devall.
of Bexar.	Dunagan.
Anderson	Duvall.
of Johnson.	Engelhard.
Beck.	Fain.
Bedford.	Few.
Bourne.	Ford.
Bradley.	Fuchs.
Burns.	Glass.

Golson.	Moffett.
Good.	Moore.
Goodman.	Morrison.
Greathouse.	Munson.
Griffith.	Nicholson.
Hankamer.	Palmer.
Harris.	Parkhouse.
Hartzog.	Pope.
Head.	Puryear.
Hodges.	Ratliff.
Holekamp.	Ray.
Holland.	Reader.
Holloway.	Renfro
Hoskins.	Roberts.
Huddleston.	Rogers of Hunt.
Hughes.	Rollins.
Hunt.	Ross.
Jackson.	Russell.
James.	Savage.
Jones of Atascosa.	Scarborough.
Jones of Runnels.	Scott.
Jones of Shelby.	Shannon.
Kayton.	Stanfield.
Kyle of Hays.	Stinson.
Kyle of Palo Pinto.	Stovall.
Laird.	Sullivant.
Latham.	Tennyson.
Lemens.	Thomas.
Leonard.	Tillery.
Lindsey.	Townsend.
Lotief.	Turlington.
Magee.	Van Zandt.
Mackay.	Vaughan.
Mathis.	Wagstaff.
McClain.	Walker.
McCullough.	Wells.
Merritt.	Winningham.
Metcalfe.	Wood.
Mitcham.	Young.

## Present—Not Voting

Harman.	Reed of Dallas.
Reed of Bowie.	

## Absent

Baker.	Hill of Brazoria.
Barrett.	Hill of Webb.
Barron.	Hyder.
Butler.	Jefferson.
Calvert.	Johnson
Camp.	of Anderson.
Cathey.	Long.
Caven.	McDougald.
Clayton.	McGregor.
Colson.	McKee.
Coombes.	Morse.
Daniel.	Patterson.
Davidson.	Pavlica.
Dunlap.	Ramsey.
Dwyer.	Riddle.
Fisher.	Rogers
Graves.	of Ochiltree.
Haag.	Shults.
Harrison.	Smith.
Hester.	Steward.
Hicks.	Tarwater.

Weinert. West.  
Absent—Excused

Johnson of Dimmit.

# SENATE BILL NO. 314 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, S. B. No. 314, A bill to be entitled "An Act to prohibit the hunting, taking, shooting, or killing of any game bird, or any game animal, as defined in the laws of the State of Texas, in that part of Wichita County included within the following territory, to wit: Beginning at the center of the intersection of Tenth and Holliday Streets, in the City of Wichita Falls, Wichita County, Texas; thence in a southerly direction, down the center of said Holliday Street, to the corporate limits of the City of Wichita Falls; etc."

The bill was read third time, and was passed by the following vote:

Yeas—102

Adamson.	Holekamp.
Aikin.	Holland.
Alsup.	Holloway.
Anderson	Hoskins.
of Bexar.	Huddleston.
Anderson	Hughes.
of Johnson.	Hunt.
Beck.	Jackson.
Bedford.	James.
Bourne.	Jones of Atascosa.
Bradley.	Jones of Runnels.
Burns.	Jones of Shelby.
Canon.	Kayton.
Chastain.	Kyle of Hays.
Crossley.	Kyle of Palo Pinto.
Dean.	Laird.
Devall.	Latham.
Dunagan.	Lemens.
Duvall.	Leonard.
Engelhard.	Lindsey.
Fain.	Lotief.
Few.	Mackay.
Ford.	Magee.
Fuchs.	Mathis.
Glass.	McClain.
Golson.	McCullough.
Good.	McGregor.
Goodman.	Merritt.
Graves.	Metcalfe.
Greathouse.	Mitcham.
Griffith.	Moffett.
Hankamer.	Moore.
Harris.	Morrison.
Hartzog.	Munson.
Head.	Nicholson.
Hodges.	Palmer.

Pope.	Stinson.
Puryear.	Stovall.
Ratliff.	Sullivant.
Ray.	Tennyson.
Reader.	Thomas.
Renfro.	Tillery.
Roberts.	Townsend.
Rogers of Hunt.	Turlington.
Rollins.	Van Zandt.
Ross.	Vaughan.
Russell.	Wagstaff.
Savage.	Walker.
Scarborough.	Wells.
Scott.	Winningham.
Shannon.	Wood.
Stanfield.	Young.

Present—Not Voting

Alexander.	Reed of Bowie.
Harman.	Reed of Dallas.

Absent

Baker.	Hill of Webb.
Barrett.	Hyder.
Barron.	Jefferson.
Butler.	Johnson
Calvert.	of Anderson.
Camp.	Long.
Cathey.	McDougald.
Caven.	McKee.
Clayton.	Morse.
Colson.	Parkhouse.
Coombes.	Patterson.
Cowley.	Pavlica.
Daniel.	Ramsey.
Davidson.	Riddle.
Dunlap.	Rogers
Dwyer.	of Ochiltree.
Fisher.	Shults.
Haag.	Smith.
Harrison.	Steward.
Hester.	Tarwater.
Hicks.	Weinert.
Hill of Brazoria.	West.

Absent—Excused

Johnson of Dimmit.

# SENATE BILL NO. 133 ON THIRD READING

Mr. Hoskins moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 133 be placed on its third reading and final reading.

The motion prevailed by the following vote:

Yeas—103

Adamson.	Anderson
Aikin.	of Bexar.
Alexander.	Anderson
Alsup.	of Johnson.

Beck.	Leonard.
Bedford.	Lindsey.
Bourne.	Lotief.
Bradley.	Magee.
Burns.	Mackay.
Canon.	Mathis.
Chastain.	McClain.
Clayton.	McCullough.
Cowley.	McGregor.
Crossley.	Merritt.
Davidson.	Metcalfe.
Dean.	Mitcham.
Devall.	Moffett.
Dunagan.	Moore.
Duvall.	Morrison.
Engelhard.	Munson.
Fain.	Nicholson.
Few.	Palmer.
Ford.	Pope.
Fuchs.	Puryear.
Glass.	Ratliff.
Golson.	Ray.
Good.	Reader.
Goodman.	Renfro.
Graves.	Roberts.
Greathouse.	Rogers of Hunt.
Griffith.	Rollins.
Hankamer.	Ross.
Harris.	Russell.
Hartzog.	Savage.
Head.	Scarborough.
Hodges.	Shannon.
Holekamp.	Stanfield.
Holland.	Stinson.
Holloway.	Stovall.
Huddleston.	Sullivan.
Hughes.	Tennyson.
Hunt.	Thomas.
Jackson.	Tillery.
James.	Townsend.
Jones of Atascosa.	Turlington.
Jones of Runnels.	Van Zandt.
Jones of Shelby.	Wagstaff.
Kayton.	Walker.
Kyle of Hays.	Wells.
Kyle of Palo Pinto.	Winningham.
Laird.	Wood.
Latham.	Young.
Lemens.	

Nays—1

Vaughan.

Present—Not Voting

Harman.	Reed of Dallas.
Reed of Bowie.	

Absent

Baker.	Colson.
Barrett.	Coombes.
Barron.	Daniel.
Butler.	Dunlap.
Calvert.	Dwyer.
Camp.	Fisher.
Cathey.	Haag.
Caven.	Harrison.

Hester.	Patterson.
Hicks.	Pavlica.
Hill of Brazoria.	Ramsey.
Hill of Webb.	Riddle.
Hoskins.	Rogers
Hyder.	of Ochiltree.
Jefferson.	Scott.
Johnson	Shults.
of Anderson.	Smith.
Long.	Steward.
McDougald.	Tarwater.
McKee.	Weinert.
Morse.	West.
Parkhouse.	

Absent—Excused

Johnson of Dimmit.

The Speaker then laid Senate Bill No. 133 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—101

Mr. Speaker.	Holekamp.
Adamson.	Holland.
Aikin.	Holloway.
Alexander.	Hoskins.
Alsup.	Huddleston.
Anderson	Hughes.
of Bexar.	Hunt.
Anderson	Jackson.
of Johnson.	James.
Beck.	Jones of Atascosa.
Bedford.	Jones of Runnels.
Bourne.	Jones of Shelby.
Bradley.	Kayton.
Burns.	Kyle of Hays.
Canon.	Kyle of Palo Pinto.
Chastain.	Laird.
Clayton.	Latham.
Cowley.	Lemens.
Crossley.	Leonard.
Davidson.	Lindsey.
Dean.	Lotief.
Devall.	Magee.
Dunagan.	Mackay.
Duvall.	Mathis.
Engelhard.	McClain.
Fain.	McCullough.
Few.	McGregor.
Ford.	Merritt.
Fuchs.	Metcalfe.
Glass.	Mitcham.
Golson.	Moffett.
Good.	Moore.
Goodman.	Morrison.
Graves.	Nicholson.
Griffith.	Palmer.
Hankamer.	Pope.
Harris.	Ratliff.
Hartzog.	Ray.
Head.	Reader.
Hodges.	Renfro.

Roberts.	Tennyson.
Rogers of Hunt.	Thomas.
Rollins.	Tillery.
Ross.	Townsend.
Russell.	Turlington.
Savage.	Van Zandt.
Scarborough.	Wagstaff.
Shannon.	Walker.
Stanfield.	Wells.
Stinson.	Wood.
Stovall.	Young.
Sullivant.	

Nays—1

Vaughan.

Present—Not Voting

Harman.	Reed of Dallas.
Puryear.	Scott.
Reed of Bowie.	Winningham.

Absent

Baker.	Jefferson.
Barrett.	Johnson
Barron.	of Anderson.
Butler.	Long.
Calvert.	McDougald.
Camp.	McKee.
Cathey.	Munson.
Caven.	Morse.
Colson.	Parkhouse.
Coombes.	Patterson.
Daniel.	Pavlica.
Dunlap.	Ramsey.
Dwyer.	Riddle.
Fisher.	Rogers
Greathouse.	of Ochiltree.
Haag.	Shults.
Harrison.	Smith.
Hester.	Steward.
Hicks.	Tarwater.
Hill of Brazoria.	Weinert.
Hill of Webb.	West.
Hyder.	

Absent—Excused

Johnson of Dimmit.

(Mr. Devall in the Chair.)

HOUSE BILL NO. 558 ON SECOND  
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 558, A bill to be entitled "An Act abolishing the office of District Attorney for the Thirtieth Judicial District, comprising Young, Archer, and Wichita Counties; and providing that the now county attorneys shall act as criminal district attorneys for their respective counties, from and after the date of the ex-

piration of the term of office to which the now district attorney was elected; and fixing the fees of their office created by this Act."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 558 ON THIRD  
READING

Mr. Harris moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 558 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101

Mr. Speaker.	Jackson.
Adamson.	James.
Alexander.	Jones of Atascosa.
Alsup.	Jones of Runnels.
Anderson	Jones of Shelby.
of Bexar.	Kayton.
Anderson	Kyle of Hays.
of Johnson.	Kyle of Palo Pinto.
Beck.	Laird.
Bedford.	Latham.
Bourne.	Lemens.
Bradley.	Leonard.
Burns.	Lotief.
Canon.	Mackay.
Chastain.	Mathis.
Clayton.	McClain.
Cowley.	McCullough.
Crossley.	McGregor.
Davidson.	Merritt.
Dean.	Metcalf.
Devall.	Moffett.
Dunagan.	Moore.
Duvall.	Morrison.
Engelhard.	Munson.
Fain.	Nicholson.
Few.	Palmer.
Ford.	Pope.
Fuchs.	Puryear.
Glass.	Ratliff.
Golson.	Ray.
Good.	Reader.
Goodman.	Reed of Bowie.
Graves.	Reed of Dallas.
Greathouse.	Renfro.
Griffith.	Roberts.
Hankamer.	Rogers of Hunt.
Harman.	Rollins.
Harris.	Ross.
Hartzog.	Savage.
Head.	Scarborough.
Hodges.	Scott.
Holekamp.	Stanfield.
Holland.	Stinson.
Holloway.	Stovall.
Hughes.	Sullivant.
Hunt.	Thomas.

Tillery.  
Townsend.  
Turlington.  
Van Zandt.  
Vaughan.  
Wagstaff.

Walker.  
Wells.  
Winningham.  
Wood.  
Young.

Nays—1

Shannon.

Absent

Aikin.  
Baker.  
Barrett.  
Barron.  
Butler.  
Calvert.  
Camp.  
Cathey.  
Caven.  
Colson.  
Coombes.  
Daniel.  
Dunlap.  
Dwyer.  
Fisher.  
Haag.  
Harrison.  
Hester.  
Hicks.  
Hill of Brazoria.  
Hill of Webb.  
Hoskins.  
Huddleston.  
Hyder.  
Jefferson.

Johnson  
of Anderson.  
Lindsey.  
Long.  
Magee.  
McDougald.  
McKee.  
Mitcham.  
Morse.  
Parkhouse.  
Patterson.  
Pavlica.  
Ramsey.  
Riddle.  
Rogers  
of Ochiltree.  
Russell.  
Shults.  
Smith.  
Steward.  
Tarwater.  
Tennyson.  
Weinert.  
West.

Absent—Excused

Johnson of Dimmit.

The Speaker then laid House Bill No. 558 before the House on its third reading and final passage.

The bill was read third time, and was passed.

#### HOUSE BILL NO. 855 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 855, A bill to be entitled "An Act authorizing the board of trustees of independent school districts having a scholastic population of not less than 225 and not more than 325, according to the State scholastic census, to borrow money from the Reconstruction Finance Corporation, or from other sources, for the purpose of installing canning factories, and manual training departments, equipment of physical education department, and the erection of the necessary buildings therefor, pro-

viding for charging fees for the use of such equipment to make same self-liquidating, and providing for the issuance of securities based on such fees which may be supplemented by the local maintenance tax of such districts as a basis of credit for the purchase of such equipment as is named above; and declaring an emergency."

The bill was read second time.

On motion of Mr. Vaughan, the bill was laid on the table.

#### HOUSE BILL NO. 880 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 880, A bill to be entitled "An Act amending Subdivision 37, of Article 199, of the Revised Civil Statutes of the State of Texas, providing for changes in the times of terms of court in the Thirty-seventh, Forty-fifth, Fifty-seventh, and Seventy-third Judicial Districts of Texas, providing for vacations for the judges thereof, providing necessary provisions with reference to processes, writs, and petit jurors made necessary by the changes made by this Act, and validating and legalizing the same, providing that the terms of court in the Ninety-fourth Judicial District of Texas shall remain as now fixed by law until January 1, 1935, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 880 ON THIRD READING

Mr. Kayton moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 880 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104

Adamson.	Burns.
Aikin.	Canon.
Alexander.	Chastain.
Alsup.	Clayton.
Anderson	Cowley.
of Bexar.	Crossley.
Anderson	Davidson.
of Johnson.	Dean.
Beck.	Devall.
Bedford.	Dunagan.
Bourne.	Duvall.
Bradley.	Engelhard.

Fain.	McGregor.
Few.	Merritt.
Ford.	Metcalfe.
Fuchs.	Mitcham.
Glass.	Moffett.
Golson.	Moore.
Good.	Morrison.
Goodman.	Munson.
Graves.	Nicholson.
Griffith.	Palmer.
Haag.	Parkhouse.
Hankamer.	Puryear.
Harman.	Ratliff.
Harris.	Ray.
Hartzog.	Reader.
Head.	Renfro.
Hodges.	Roberts.
Holekamp.	Rollins.
Holland.	Ross.
Holloway.	Russell.
Hoskins.	Savage.
Huddleston.	Scarborough.
Hughes.	Scott.
Jackson.	Shannon.
James.	Stanfield.
Jones of Atascosa.	Stinson.
Jones of Runnels.	Stovall.
Jones of Shelby.	Sullivant.
Kayton.	Tennyson.
Kyle of Hays.	Thomas.
Kyle of Palo Pinto.	Tillery.
Laird.	Townsend.
Latham.	Turlington.
Lemens.	Van Zandt.
Lindsey.	Vaughan.
Lotief.	Wagstaff.
Magee.	Walker.
Mackay.	Wells.
Mathis.	Winningham.
McClain.	Wood.
McCullough.	Young.

## Present—Not Voting

Butler.	Reed of Bowie.
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## Absent

Baker.	Hunt.
Barrett.	Hyder.
Barron.	Jefferson.
Calvert.	Johnson
Camp.	of Anderson.
Cathey.	Leonard.
Caven.	Long.
Colson.	McDougald.
Coombes.	McKee.
Daniel.	Morse.
Dunlap.	Patterson.
Dwyer.	Pavlica.
Fisher.	Pope.
Greathouse.	Ramsey.
Harrison.	Reed of Dallas.
Hester.	Riddle.
Hicks.	Rogers of Hunt.
Hill of Brazoria.	Rogers
Hill of Webb.	of Ochiltree.

Shults.	Tarwater.
Smith.	Weinert.
Steward.	West.

## Absent—Excused

Johnson of Dimmit.

The Speaker then laid House Bill No. 880 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—106

Adamson.	Jackson.
Aikin.	James.
Alexander.	Jones of Atascosa.
Alsup.	Jones of Runnels.
Anderson	Jones of Shelby.
of Bexar.	Kayton.
Anderson	Kyle of Hays.
of Johnson.	Kyle of Palo Pinto.
Beck.	Laird.
Bedford.	Latham.
Bourne.	Lindsey.
Bradley.	Lotief.
Burns.	Magee.
Butler.	Mackay.
Canon.	Mathis.
Chastain.	McClain.
Clayton.	McCullough.
Cowley.	Merritt.
Crossley.	Metcalfe.
Davidson.	Mitcham.
Dean.	Moffett.
Devall.	Moore.
Dunagan.	Morrison.
Duvall.	Munson.
Dwyer.	Nicholson.
Engelhard.	Palmer.
Fain.	Puryear.
Few.	Ratliff.
Ford.	Ray.
Fuchs.	Reader.
Glass.	Renfro.
Golson.	Roberts.
Good.	Rogers of Hunt.
Goodman.	Rollins.
Graves.	Ross.
Greathouse.	Russell.
Griffith.	Savage.
Haag.	Scarborough.
Hankamer.	Scott.
Harman.	Shannon.
Harris.	Stanfield.
Hartzog.	Stinson.
Head.	Stovall.
Hodges.	Sullivant.
Holekamp.	Tennyson.
Holland.	Thomas.
Holloway.	Tillery.
Hoskins.	Townsend.
Huddleston.	Turlington.
Hughes.	Van Zandt.
Hunt.	Vaughan.

Wagstaff.	Winningham.
Walker.	Wood.
Wells.	Young.

Present—Not Voting

Reed of Bowie.	Reed of Dallas.
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Absent

Baker.	Lemens.
Barrett.	Leonard.
Barron.	Long.
Calvert.	McDougald.
Camp.	McGregor.
Cathey.	McKee.
Caven.	Morse.
Colson.	Parkhouse.
Coombes.	Patterson.
Daniel.	Pavlica.
Dunlap.	Pope.
Fisher.	Ramsey.
Harrison.	Riddle.
Hester.	Rogers
Hicks.	of Ochiltree.
Hill of Brazoria.	Shults.
Hill of Webb.	Smith.
Hyder.	Steward.
Jefferson.	Tarwater.
Johnson	Weinert.
of Anderson.	West.

Absent—Excused

Johnson of Dimmit.

#### HOUSE BILL NO. 349 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 349, A bill to be entitled "An Act amending Article 308, of the Revised Statutes, by adding thereto provisions that attorneys from other jurisdictions shall be required to pass the examination given to other applicants, with exception respecting participation by such attorneys in the trial or hearing of any particular case, wherein a resident, practicing attorney of Texas is actually employed, associated, and personally participating; repealing all laws in conflict; and declaring an emergency."

The bill was read second time.

Mr. Holland offered the following committee amendments to the bill:

(1)

Amend House Bill No. 349, Section 1, by adding after the word "statutes" the following: "Provided, however, that an applicant who has been licensed to practice law for ten or more

years in any State of this Union requiring applicant to pass a bar examination, and has been practicing for at least ten years, may be admitted to practice in this State, without examination, upon proof of such facts and in accordance with the rules of the Supreme Court."

(2)

Amend House Bill No. 349, the caption, by inserting after the word "applicants," the words "and providing exception."

The amendments were severally adopted.

House Bill No. 349 was then passed to engrossment.

#### HOUSE BILL NO. 349 ON THIRD READING

Mr. Holland moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 349 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—106

Adamson.	Graves.
Aikin.	Greathouse.
Alexander.	Griffith.
Alsup.	Haag.
Anderson	Hankamer.
of Bexar.	Harman.
Anderson	Harris.
of Johnson.	Hartzog.
Barron.	Head.
Beck.	Holekamp.
Bedford.	Holloway.
Bourne.	Hoskins.
Burns.	Huddleston.
Butler.	Hughes.
Canon.	Hunt.
Chastain.	Jackson.
Clayton.	James.
Colson.	Jones of Atascosa.
Crossley.	Jones of Runnels.
Davidson.	Jones of Shelby.
Dean.	Kyle of Hays.
Devall.	Laird.
Dunagan.	Latham.
Duvall.	Lemens.
Dwyer.	Leonard.
Engelhard.	Lindsey.
Fain.	Lotief.
Few.	Magee.
Ford.	Mackay.
Fuchs.	Mathis.
Glass.	McClain.
Golson.	McGregor.
Good.	Merritt.
Goodman.	Metcalfe.



Mitcham.	Scarborough.
Moffett.	Scott.
Moore.	Shannon.
Morrison.	Stanfield.
Munson.	Stinson.
Nicholson.	Stovall.
Palmer.	Sullivant.
Pope.	Tarwater.
Puryear.	Tennyson.
Ratliff.	Thomas.
Ray.	Townsend.
Reader.	Turlington.
Reed of Bowie.	Van Zandt.
Reed of Dallas.	Vaughan.
Renfro.	Wagstaff.
Roberts.	Walker.
Rogers of Hunt.	Wells.
Rollins.	Winningham.
Ross.	Wood.
Savage.	Young.

## Absent

Baker.	Johnson
Barrett.	of Anderson.
Bradley.	Kayton.
Calvert.	Kyle of Palo Pinto.
Camp.	Long.
Cathey.	McCullough.
Caven.	McDougald.
Coombes.	McKee.
Cowley.	Morse.
Daniel.	Parkhouse.
Dunlap.	Patterson.
Fisher.	Pavlica.
Harrison.	Ramsey.
Hester.	Riddle.
Hicks.	Rogers of Ochiltree.
Hill of Brazoria.	Russell.
Hill of Webb.	Shults.
Hodges.	Smith.
Holland.	Steward.
Hyder.	Tillery.
Jefferson.	Weinert.
	West.

## Absent—Excused

Johnson of Dimmit.

The Speaker then laid House Bill No. 349 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—109

Adamson.	Bedford.
Aikin.	Bourne.
Alexander.	Bradley.
Alsup.	Burns.
Anderson	Butler.
of Bexar.	Canon.
Anderson	Clayton.
of Johnson.	Colson.
Barron.	Cowley.
Beck.	Crossley.

Davidson.	Mackay.
Dean.	Mathis.
Devall.	McClain.
Dunagan.	McCullough.
Duvall.	McGregor.
Engelhard.	Merritt.
Fain.	Metcalfe.
Few.	Mitcham.
Ford.	Moffett.
Fuchs.	Moore.
Glass.	Morrison.
Golson.	Munson.
Good.	Nicholson.
Goodman.	Palmer.
Graves.	Pope.
Greathouse.	Ratliff.
Griffith.	Ray.
Haag.	Reader.
Hankamer.	Reed of Bowie.
Harman.	Reed of Dallas.
Harris.	Renfro.
Hartzog.	Roberts.
Head.	Rogers of Hunt.
Hodges.	Rollins.
Holekamp.	Ross.
Holland.	Russell.
Holloway.	Savage.
Hoskins.	Scarborough.
Huddleston.	Scott.
Hughes.	Stanfield.
Hunt.	Stinson.
Jackson.	Stovall.
James.	Sullivant.
Jones of Atascosa.	Tarwater.
Jones of Runnels.	Tennyson.
Jones of Shelby.	Thomas.
Kayton.	Townsend.
Kyle of Hays.	Turlington.
Kyle of Palo Pinto.	Van Zandt.
Laird.	Vaughan.
Latham.	Wagstaff.
Lemens.	Walker.
Leonard.	Wells.
Lindsey.	Winningham.
Lotief.	Wood.
Magee.	

## Present—Not Voting

Puryear.

## Absent

Baker.	Hill of Webb.
Barrett.	Hyder.
Calvert.	Jefferson.
Camp.	Johnson
Cathey.	of Anderson.
Caven.	Long.
Chastain.	McDougald.
Coombes.	McKee.
Daniel.	Morse.
Dunlap.	Parkhouse.
Dwyer.	Patterson.
Fisher.	Pavlica.
Harrison.	Ramsey.
Hester.	Riddle.
Hicks.	Rogers
Hill of Brazoria.	of Ochiltree.

Shannon.                      Tillery.  
Shults.                        Weinert.  
Smith.                         West.  
Steward.                      Young.

Absent—Excused

Johnson of Dimmit.

### RECESS

On motion of Mr. Moffett, the House, at 9:45 o'clock p. m., took recess to 9:30 o'clock a. m., tomorrow.

### APPENDIX

#### STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

State Affairs: House Concurrent Resolution No. 60; Senate Concurrent Resolution No. 28; Senate Bills Nos. 133, 315, and 471; House Bills Nos. 849 and 867.

Conservation and Reclamation: Senate Bill No. 500; House Bill No. 729.

Agriculture: House Bill No. 814.

Education: House Bill No. 716.

Public Health: House Bill No. 892; Senate Bill No. 296.

Public Lands and Buildings: Senate Bills Nos. 203 and 388.

Privileges, Suffrage, and Elections: Senate Bills Nos. 20 and 33.

Live Stock and Stock Raising: Senate Bill No. 109.

#### FIFTY-SECOND DAY

(Continued)

(Friday, April 21, 1933)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Stevenson.

#### HOUSE BILL NO. 154 ON THIRD READING

The Speaker laid before the House, as pending business, on its final passage,

H. B. No. 154, A bill to be entitled "An Act amending Article 7071, Title 122, Chapter 2, Revised Civil Statutes of 1925, and providing for the levying of an occupation tax on petroleum oil, mineral oil, or other oils that are taken from the earth; providing the date of payment of same, and providing the manner and time of reporting same to the Treasury of this State, and providing for inspection

of records kept by persons engaged in such business, etc.; and declaring an emergency";

The bill having heretofore been read third time.

Mr. Moore raised the following point of order on further consideration of House Bill No. 154:

"The following point of order is raised to Subdivision 1, of Section 2, of House Bill No. 154, being the graduated occupation tax provision of such bill:

"Such provision is unconstitutional in that:

"First, it contravenes Section 2, of Article VIII, of the Constitution of the State of Texas which provides that 'All occupation taxes shall be equal and uniform upon the same class of subjects';

"Second, it contravenes the Fourteenth Amendment to the Constitution of the United States of America which guarantees to all persons the equal protection of the law;

"Third, the object of this Subdivision, as shown by the arguments by the proponents of the bill on the floor of the House, is to bring about proration on a per well basis by taxation when the per well basis has been held void by the Federal courts."

The Speaker overruled the point of order, stating his reasons as follows:

"The Chair has a great deal of respect for the ability of the distinguished gentleman from Harris County. He has filled important positions in the State Government, aside from his Membership in this Body, and he and I have searched diligently through the authorities that he has referred to, and he has correctly stated that no decision is directly bearing on the point in question. The Chair is inclined to believe that the point of order will probably be held good by the courts. It is my private opinion that the bill is unconstitutional in its graduated tax features, and in the discrimination which will be brought about by the enforcement of its provisions. But since the question is of such importance, the Chair has decided that the question should be considered by the courts in the event the bill should pass. In the absence of any direct pronouncement by the courts, the Chair would be assuming functions that he does not have in sustaining the point of order. The Chair